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JOURNAL

OF

THE SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA

FIRST

SESSION 1973

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OF
THE SENATE OF NORTH CAROLINA
FIRST SESSION 1973

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OFFICERS AND MEMBERS

OF

THE SENATE OF NORTH CAROLINA

FIRST SESSION 1973

SENATE JOURNAL

FIRST SESSION 1973

FIRST DAY

SENATE CHAMBER,
Wednesday, January 10, 1973

In accordance with law, at the hour of 12 M., the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the City of Raleigh.

The Honorable James B. Hunt, Jr., Lieutenant Governor, calls the Senate to order.

The following prayer is offered by the Reverend Lawrence W. Avent, Pastor of the First Presbyterian Church, Wilson, North Carolina.

"O God of our salvation, who has left the safety of eternity and entered the uncertainty and turmoil of time; In the consciousness that Your ear is always open to the cry of contrite hearts, at the opening of this Session of the Senate, we direct our prayer to You.

"We pray for these, Your servants, who speak for so many and whose decisions are weighted with the power of life or of death. May those who have been elected to administer the affairs of this State make daily choice of spiritual integrity, and being unafraid, contend steadfastly for the right, as You give them to see the right. May their hands and minds be used to build across anything that is ugly or mean or unjust a highway for our God. Open before them the great possibilities of our time, that out of the uncertainty and confusion of these days, a new confidence may come forth, liberty found with new and fresh meaning, and brotherhood and self-control rule in the affairs of men.

"We acknowledge our inability to accomplish anything worthy without Your light and grace. So we pray that Your will may prevail in the work of this body, and Your Spirit be its Guiding Force. Thus do we pray that You will hasten the day when justice shall roll down like waters, and righteousness like an ever-flowing stream.

"Now unto Him who is able to keep you from stumbling, and to present you faultless before the presence of His glory with exceeding joy; unto the only wise God our Saviour, be glory and majesty, dominion and power, both now and forever. Amen."

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by the Honorable William H. Bobbitt, Chief Justice of the North Carolina Supreme Court:

"I solemnly swear that I will support and maintain the Constitution and laws of the United States; and I solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional

powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution and laws of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I solemnly swear that I will faithfully discharge my duties as a Member of the Senate of the 1973 General Assembly of the State of North Carolina to the best of my skill and ability; so help me, God."

To which oath each of the following Senators answers, "I do."

First District—Philip P. Godwin and J. J. Harrington
Second District—D. Livingstone Stallings
Third District—W. D. (Billy) Mills
Fourth District—George Rountree, III
Fifth District—Harold W. Hardison
Sixth District—Julian R. Allsbrook and Vernon E. White
Seventh District—Dallas L. Alford, Jr. and J. Russell Kirby
Eight District—Thomas E. Strickland
Ninth District—Willard J. Blanchard
Tenth District—John T. Henley and Joe B. Raynor, Jr.
Eleventh District—Arthur W. Williamson
Twelfth District—Luther J. Britt, Jr.
Thirteenth District—Gordon P. Allen and Kenneth C. Royall, Jr.
Fourteenth District—Robert J. Barker, Bobby L. Barker and William W. Staton
Fifteenth District—Fred Folger, Jr. and Wesley D. Webster
Sixteenth District—A. B. Coleman, Jr. and William P. Saunders
Seventeenth District—Charles B. Deane, Jr. and James B. Garrison
Eighteenth District—Ralph H. Scott
Nineteenth District—C. Coolidge Murrow, Lynwood Smith, and McNeill Smith
Twentieth District—Harry Bagnal and Hamilton C. Horton, Jr.
Twenty-first District—Malcolm W. Butner, Sr. and Robert Vance Somers
Twenty-second District—Cy N. Bahakel, Eddie Knox, Herman A. Moore and Michael P. Mullins
Twenty-third District—J. Reid Poovey and Kennedy H. Sharpe
Twenty-fourth District—Jim F. Hughes and Donald R. Kincaid
Twenty-fifth District—W. K. (Bill) Mauney, Jr., Marshall A. Rauch and Jack L. Rhyne
Twenty-sixth District—I. C. Crawford and Lamar Gudger
Twenty-seventh District—Charles H. Taylor and Elizabeth Anne Wilkie

The President announces that a quorum of all Senators is present, and that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President Pro Tempore of the Senate, Senator Henley places in nomination Senator Gordon P. Allen of Person County.

Senators Scott and Taylor second the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Senator Allen are: Senators Alford, Allsbrook, Bagnal,

Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 49.

Senator Allen votes "present."

Senator Allen having received the unanimous vote of the Senators is declared duly elected.

The President appoints Senators Folger and Harrington to escort President Pro Tempore Allen to the well of the Senate where he is administered the prescribed oath of office by Associate Justice Susie Sharpe of the North Carolina Supreme Court.

The President recognizes President Pro Tempore Allen who addresses the membership briefly from the well of the Senate.

For Principal Clerk of the Senate, Senator Moore places in nomination Roy Rowe of Pender County.

Senator Rountree seconds the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Mr. Rowe are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 50.

Mr. Rowe having received the unanimous vote of the Senators is duly elected and he takes the prescribed oath of office, which is administered by the Honorable William H. Bobbitt, Chief Justice of the North Carolina Supreme Court.

For Reading Clerk of the Senate, Senator White places in nomination W. Eugene Simmons of Edgecombe County.

Senator Allsbrook seconds the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Mr. Simmons are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 50.

Mr. Simmons having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by the Honorable Susie Sharp, Associate Justice of the North Carolina Supreme Court.

For Sergeant at Arms of the Senate, Senator Knox places in nomination Brooks W. Poole of Wake County.

Senator Bagnal seconds the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Mr. Poole are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 50.

Mr. Poole having received the unanimous vote of the Senators is declared duly elected, and he takes the prescribed oath of office, which is administered by the Honorable William H. Bobbitt, Chief Justice of the North Carolina Supreme Court.

Upon motion of Senator Allen, seconded by Senator Alford, the Rules of the 1971 Senate of the General Assembly are adopted as the temporary rules of the 1973 Session except for Rule 2 which is rewritten as follows:

"Rule 2. Convening hour — The President shall take the chair at the hour fixed by the Senate upon adjournment on the preceding legislative day, and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour of reconvening, the Senate shall reconvene on the next legislative day at 2:30 P.M."

A message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 1, by Senator Allen, a joint resolution relative to the inauguration of the Honorable James E. Holshouser, Jr., as Governor of North Carolina; and informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., Wednesday, January 17, 1973. Upon motion of Senator Allen, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. R. 2, by Senators Harrington, Bahakel, Moore, Knox, Stallings, Mills, Coleman, Webster, Staton, Rauch, Raynor, Royall, Godwin, Bob L. Barker, Deane, Strickland, White, McNeill Smith, Scott, Garrison, Saunders, Kirby, Alford, Henley, Britt, and Horton, a resolution calling for a study by the Senate Committee on Roads of reorganization of the State Highway Commission. Referred to Committee on Public Roads.

S. R. 3, by Senators Henley, Raynor, Saunders, Staton, Folger, Harrington, Garrison, White, Scott, Godwin, Rauch, Stallings, Moore, Bob L. Barker, Rhyne, Kirby, Allsbrook, Lynwood Smith, Hardison, and McNeill Smith, a resolution endorsing a study of the concept of standing committees for the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. R. 4, by Senators Henley, Bahakel, Moore, Staton, Rhyne, Hardison, Webster, Deane, Allen, White, Raynor, Lynwood Smith, Mills, Bob L. Barker, Folger, Rauch, Royall, Crawford, Garrison, Gudger, Harrington, Britt, Alford, Strickland, Williamson, Coleman, Kirby, and Stallings, a resolution endorsing a comprehensive study of the Legislative Retirement System. Referred to Committee on Rules and Operation of the Senate.

S. R. 5, by Senators Bob L. Barker, Bahakel, Garrison, Staton, Rhyne, Rauch, White, Webster, Royall, Crawford, Lynwood Smith, Gudger, Henley, Folger, Stallings, Kirby, Allen, Hardison, Mills, Alford, Williamson, Harrington, Coleman, Deane, Raynor, and Strickland, a resolution endorsing the enactment of a code of ethics for public officials. Referred to Committee on Rules and Operation of the Senate.

S. R. 6, by Senators Royall, Mauney, Godwin, Moore, Gudger, Williamson, Mills, Bahakel, Crawford, Folger, Bob L. Barker, Harrington, Britt, Kirby, Saunders, Strickland, Rhyne, Stallings, White, Webster, Hardison, Deane, Raynor, Rauch, Henley, Lynwood Smith, Garrison, and McNeill Smith, a resolution endorsing annual sessions for the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. R. 7, by Senators Garrison, White, Stallings, Staton, Lynwood Smith, Rauch, Gudger, Scott, Williamson, Allen, Harrington, Kirby, Strickland, Moore, Webster, Hardison, Britt, Saunders, Coleman, Raynor, Deane, Mauney, Royall, Mills, Rhyne, Crawford, McNeill Smith, Alford and Henley, a resolution recognizing the vital need for enactment of legislation regarding higher pay and higher retirement and other benefits for law enforcement officers. Referred to Committee on Correctional Institutions and Law Enforcement.

S. B. 8, by Senators Deane, Gudger, Saunders, Allen, Webster, Kirby, Williamson, Raynor, Knox, Lynwood Smith, Rauch, Coleman, Stallings, Crawford, Royall, Britt, Hardison, Staton, Moore, Robert J. Barker, Garrison, Bob L. Barker, Bahakel and McNeill Smith, a bill to ratify the Twenty-seventh Amendment to the Constitution of the United States of America relating to equal rights for men and women. Referred to Committee on Constitution.

S. R. 9, by Senators Bahakel, Mauney, Raynor, Webster, Mills, Royall, Lynwood Smith, Rhyne, Harrington, Scott, Alford, Kirby, Strickland, Crawford, Britt, Saunders, Stallings, Gudger, Allen, Folger, Garrison, Hardison, Williamson, Staton, Henley, White and McNeill Smith, a resolution regarding support of legislation designed to provide deterrents to crime. Referred to Committee on Judiciary No. 1.

S. R. 10, by Senators McNeill Smith, Mills, Webster, Murrow, Crawford, Staton, Britt, Harrington, Bahakel, Knox, Moore, White, Rauch, Alford, Allsbrook, Kirby, Gudger and Coleman, a resolution putting the 1973 Senate on record as endorsing public kindergartens. Referred to Committee on Education.

S. B. 11, by Senators McNeill Smith, Stallings, Staton, Knox, Royall, Lynwood Smith, Coleman, Garrison, Britt, Harrington, Webster, Bahakel, Williamson, Mills and Murrow, a bill to establish statewide public kindergarten programs in all county and city school administrative units. Referred to Committee on Education.

S. B. 12, by Senators McNeill Smith, Stallings, Coleman, Royall, Mills, Webster, and Williamson, a bill to amend the Executive Budget Act and the 1971 Appropriations Act for state agencies to change the allocation of State Highway Fund surplus. Referred to Committee on Appropriations.

S. B. 13, by Senators McNeill Smith, Coleman, and Stallings, a bill to repeal Chapter 1269 of the Session Laws of 1969, establishing a Legislative Retirement Fund for certain members of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. B. 14, by Senator Wilkie, a bill to designate the honeybee as the insect of the State. Referred to Committee on State Policies.

S. R. 15, by Senators Allen, Mauney, Moore, Gudger, Rauch, Mills, Britt, Rhyne, White, Deane, Hardison, Stallings, Webster, Lynwood Smith, Royall, Saunders, Strickland, Bob L. Barker, Crawford, McNeill Smith, Kirby, Williamson, Alford, Harrington, Coleman, Staton, and Raynor, a resolution supporting reform in automobile insurance. Referred to Committee on Insurance.

S. B. 16, by Senators Bob L. Barker, Stallings, and Coleman, a bill concerning ethics and conflicts of interest of public officials. Referred to Committee on Rules and Operation of the Senate.

APPOINTMENT OF COMMITTEES

The President announces the appointment of the following standing committees:

Committee on Agriculture: Senators White, Chairman; Kincaid, Vice Chairman; Alford, Britt, Butner, Godwin, Hardison, Kirby, Knox, Raynor, Scott, Sharpe, Somers, Williamson.

Committee on Alcoholic Beverage Control: Senators Williamson, Chairman; Bahakel, Vice Chairman; Bagnal, Bob L. Barker, Britt, Gudger, Harrington, Hughes, Knox, Mullins, Raynor, Rhyne, Saunders, McNeill Smith, Taylor, Wilkie.

Committee on Appropriations: Senators Scott, Chairman; Strickland, Vice Chairman; Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Henley, Horton, Hughes, Mills, Murrow, Rhyne, Rountree, Royall, McNeill Smith, Stallings, Taylor, White, Wilkie, Williamson.

Appropriations Subcommittee on Health, Welfare and Institutional Care: Senators Crawford, Chairman; Henley, Vice Chairman; Bahakel, Bob L. Barker, Hughes, Wilkie.

Appropriations Subcommittee on Education: Senators Deane, Chairman; White, Vice Chairman; Blanchard, Folger, Royall, Taylor.

Appropriations Subcommittee on General Government and Transportation:

Senators Hardison, Chairman; McNeill Smith, Vice Chairman; Allsbrook, Gudger, Horton, Murrow, Stallings.

Appropriations Subcommittee on Personnel and Long-Range Planning: Senators Mills, Chairman; Williamson, Vice Chairman; Allen, Robert J. Barker, Garrison, Rhyne, Rountree.

Committee on Banking: Senators Godwin, Chairman; Hardison, Vice Chairman; Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Crawford, Henley, Mauney, Mills, Mullins, Raynor, Rountree, Royall, Lynwood Smith, Webster, Williamson.

Committee on Conservation and Development: Senators Staton, Chairman; Mills, Vice Chairman; Allen, Coleman, Horton, Kirby, Mauney, Mullins, Poovey, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Strickland.

Committee on Constitution: Senators Folger, Chairman; Deane, Vice Chairman; Allsbrook, Robert J. Barker, Coleman, Gudger, Horton, Mullins, Rauch, Rhyne, McNeill Smith, Somers, Stallings, Wilkie.

Committee on Correctional Institutions and Law Enforcement: Senators Gudger, Chairman; Bob L. Barker, Vice Chairman; Allen, Allsbrook, Robert J. Barker, Britt, Coleman, Deane, Folger, Hughes, Murrow, Somers, Strickland, Webster, Wilkie.

Committee on Courts and Judicial Districts: Senators Knox, Chairman; Horton, Vice Chairman; Alford, Bahakel, Britt, Folger, Godwin, Gudger, Mullins, Sharpe, Stallings, Strickland, Taylor.

Committee on Education: Senators Alford, Chairman; Bagnal, Vice Chairman; Blanchard, Britt, Butner, Deane, Garrison, Henley, Kincaid, Mills, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Staton, White, Wilkie.

Committee on Election Laws: Senators Moore, Chairman, Alford, Vice Chairman; Allen, Bagnal, Butner, Harrington, Mauney, Murrow, Poovey, Saunders, McNeill Smith, Staton, Webster, Wilkie, Williamson.

Committee on Finance: Senators Kirby, Chairman; Rauch, Vice Chairman; Alford, Bagnal, Britt, Butner, Coleman, Godwin, Harrington, Kincaid, Knox, Mauney, Moore, Mullins, Poovey, Raynor, Saunders, Sharpe, Lynwood Smith, Somers, Staton, Webster.

Committee on High Education: Senators Strickland, Chairman; Coleman, Vice Chairman; Alford, Allen, Robert J. Barker, Blanchard, Butner, Godwin, Gudger, Harrington, Kirby, Knox, Mills, Rauch, Scott, Sharpe, Somers, Taylor, White.

Committee on Highway Safety: Senators McNeill Smith, Chairman; Crawford, Vice Chairman; Bahakel, Blanchard, Butner, Garrison, Hardison, Kincaid, Mauney, Moore, Murrow, Poovey, Rauch, Rhyne, Lynwood Smith, Strickland, White, Williamson.

Committee on Insurance: Senators Henley, Chairman; Garrison, Vice Chairman; Alford, Allen, Bagnal, Bob L. Barker, Blanchard, Deane, Folger, Gudger, Harrington, Kincaid, Kirby, Mills, Rauch, Rhyne, Rountree, Sharpe, Stallings, Webster.

Committee on Judiciary No. 1: Senators Allsbrook, Chairman; Godwin, Vice Chairman; Folger, Gudger, Horton, Hughes, Knox, Raynor, Rhyne, Lynwood Smith, Somers, Straton, Taylor.

Committee on Judiciary No. 2: Senators Britt, Chairman; Kirby, Vice Chairman; Alford, Coleman, Crawford, Deane, Mullins, Rountree, Sharpe, McNeill Smith, Strickland.

Committee on Local Government: Senators Stallings, Chairman; Webster, Vice Chairman; Bagnal, Robert J. Barker, Britt, Butner, Crawford, Folger, Garrison, Godwin, Hardison, Hughes, Knox, Mills, Murrow, Raynor, Wilkie.

Committee on Manufacturing, Labor and Commerce: Senators Saunders, Chairman; Folger, Vice Chairman; Allen, Allsbrook, Bagnal, Bahakel, Garrison, Godwin, Horton, Hughes, Knox, Mauney, Murrow, Rauch, Rountree, Royall, Scott, Lynwood Smith, Somers, Staton, Taylor, Wilkie.

Committee on Mental Health: Senators Raynor, Chairman; Royall, Vice Chairman; Allsbrook, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Gudger, Horton, Knox, Scott, Somers, White.

Committee on Public Health: Senators Royall, Chairman; Taylor, Vice Chairman; Bahakel, Butner, Crawford, Deane, Garrison, Henley, Kincaid, Kirby, Mills, Mullins, Poovey, Saunders, Scott, White.

Committee on Public Roads: Senators Harrington, Chairman; Moore, Vice Chairman; Alford, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Coleman, Crawford, Deane, Garrison, Hardison, Henley, Horton, Mullins, Murrow, Poovey, McNeill Smith, Stallings, White, Wilkie.

Committee on Public Utilities: Senators Webster, Chairman; Staton, Vice Chairman; Allen, Bob L. Barker, Coleman, Hardison, Henley, Kincaid, Murrow, Rauch, Royall, Saunders, Scott, Sharpe, Williamson.

Committee on Rules and Operation of the Senate: Senators Allen, Chairman; Scott, Vice Chairman; Bagnal, Deane, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Mills, Moore, Rauch, Rountree, McNeill Smith, Stallings, Strickland, Taylor, Webster.

Committee on State Government: Senators Rauch, Chairman; Lynwood Smith, Vice Chairman; Bahakel, Bob L. Barker, Robert J. Barker, Crawford, Henley, Kincaid, Kirby, Moore, Poovey, Rountree, Royall, Scott, Stallings, Staton, Strickland, Taylor.

Committee on State Policies: Senators Garrison, Chairman; Harrington, Vice Chairman; Bagnal, Robert J. Barker, Coleman, Deane, Hardison, Kirby, Rountree, Sharpe, Lynwood Smith, Stallings.

Committee on Veterans and Military Affairs: Senators Mauney, Chairman; Allsbrook, Vice Chairman; Bahakel, Blanchard, Crawford, Hughes, Murrow, Poovey, Raynor, Rhyne, Saunders, Webster, Wilkie.

Committee on Wildlife: Senators Rhyne, Chairman; Rountree, Vice Chairman; Alford, Folger, Garrison, Godwin, Harrington, Hughes, Kincaid, Mauney, Mills, Moore, Poovey, Somers, Staton, Taylor, White, Wilkie.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

January 10, 1973

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized, is now ready to proceed with the public business, and has elected the following officers:

Speaker.....James E. Ramsey
Speaker Pro Tempore.....William T. Watkins
Principal Clerk.....Jo Ann Smith
Reading Clerk.....Sam J. Burrow, Jr.
Sergeant at Arms.....Archie T. Lane

Respectfully,
JO ANN SMITH,
Principal Clerk
House of Representatives

S. J. R. 1

HOUSE OF REPRESENTATIVES,
January 10, 1973

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. J. R. 1, "a joint resolution relative to the inauguration of the Honorable James E. Holshouser, Jr., as Governor of North Carolina; and informing his Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., Wednesday, January 17, 1973, "the Speaker has appointed the following members of the House of Representatives to serve with a like Committee of the Senate to so notify the Governor that the General Assembly is ready to proceed with public business and to invite the Governor to the Joint Session:

Representative William T. Watkins

Representative G. Hunter Warlick

Representative Laurence A. Cobb

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints Senators Murrow and Bagnal as a committee on the part of the Senate to serve with a like committee on the part of the House of Representatives to notify the Governor that the General Assembly is organized and ready to proceed with public business and to invite him to address a Joint Session of the General Assembly on January 17, 1973, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Moore, the Senate adjourns to meet tomorrow at 2:30 P.M.

SECOND DAY

SENATE CHAMBER,
Thursday, January 11, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

The President announces the appointment of Dr. Edward Hughes Pruden as Chaplain of the 1973 Senate. Dr. Pruden. a graduate of the Yale Divinity School, was for thirty-two years pastor of the First Baptist Church of Washington, D. C. and is presently resident pastor at Meredith College.

Dr. Pruden offers the following prayer:

"Our Father, as we begin a new legislative day, we pause to invoke Thy blessings upon our deliberations. We are aware of the limited character of our wisdom and knowledge, and humbly look to Thee for guidance and understanding. We recall the scriptural promise that 'if any lack wisdom, let him ask of God who giveth to all freely without question or reproach', and we earnestly claim that promise today. And to Thee shall be all the honor and praise. Through Jesus Christ, our Lord. Amen."

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Moore, Harrington, Folger, Scott, Somers and Deane for tomorrow, January 12, 1973.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. J. R. 1, a joint resolution relative to the inauguration of the Honorable James E. Holshouser, Jr., as Governor of North Carolina; and informing His Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., Wednesday, January 17, 1973.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 17, by Senators Strickland, Hardison, and Mills, a joint resolution continuing the Criminal Code Commission. Referred to Committee on Judiciary No. 2.

Upon motion of Senator Henley, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRD DAY

SENATE CHAMBER,
Friday, January 12, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Staton and Bob L. Barker for today, and to Senator Bahakel for Monday, January 15, 1973.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 18, by Senators Strickland, Garrison, Gudger, Rhyne, Royall, Kincaid, Bagnal and Kirby, a bill to be entitled an Act to be known as the Law Enforcement Officers Minimum Salary Act. Referred to Committee on Correctional Institutions and Law Enforcement.

S. B. 19, by Senators Strickland and Bahakel, a bill to improve the General Assembly and make it more effective, more efficient and better able to properly perform its duties by providing for increased full-time staff, by authorizing active interim committees of the Senate and House, by implementing electronic voting, by meeting annually, by changing the convening date, and by making necessary appropriations for these purposes. Referred to Committee on Rules and Operation of the Senate.

S. B. 20, by Senator Strickland, a bill to provide for completion of affidavits as to assets and liabilities of parties in actions seeking alimony or counsel fees in alimony or divorce actions. Referred to Committee on Judiciary No. 2.

S. B. 21, by Senator Rountree, a bill to amend General Statute 14-155 relating to unauthorized connections with cable television lines. Referred to Committee on Judiciary No. 2.

S. B. 22, by Senators Kincaid, Hughes, Wilkie, McNeill Smith and Bahakel, a bill to change the date of primary elections from May to August. Referred to Committee on Election Laws.

S. B. 23, by Senators Horton, Mullins, Allen, Coleman, McNeill Smith, Blanchard, Robert J. Barker, Wilkie, Kincaid, Rountree, Hughes, Rhyne, Gudger, Bagnal, Kirby, Butner and Murrow, a bill to amend Chapter 1203, 1971 Session Laws of North Carolina, by deleting the date upon which the State

Environmental Policy Act terminates. Referred to Committee on Conservation and Development.

The President recognizes the following pages for their services this week: Cyretha C. Irving, Raleigh; Sandra Kay Seay, Reidsville; Miles Smith, III, Salisbury; Hayes Smith, Salisbury; Cynthia Leigh Hammond, Raleigh; Susan Higgins, Raleigh; Nancy Sue Radford, Selma; Ed Turlington, Clinton; Kemp Sherron, Raleigh; Kathy Sherron, Raleigh; Beth Mordecai, Raleigh; Pencie Marie Bridges, Sanford; Robin Hood, Sanford; Phil Hathcock, Raleigh; Stephan Carroll Wilkie, Fletcher; Martha Buchanan, Raleigh; Richard Pearson, Clinton; Chris McCracken, Asheville; Karen Lindsey, Raleigh.

Upon motion of Senator Allsbrook, the Senate adjourns to meet on Monday at 8:00 P.M.

FOURTH DAY

SENATE CHAMBER,
Monday, January 15, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 24, by Senators Crawford, Bob L. Barker and Webster, a bill to repeal the Presidential Primary Act. Referred to Committee on Election Laws.

S. B. 25, by Senator Deane, a bill to amend General Statute 50-4 with regard to the jurisdiction of the district court in proceedings for annulment. Referred to Committee on Judiciary No. 2.

S. B. 26, by Senator Deane, a bill to amend General Statute 50-10 to provide for mandatory jury trial in annulments. Referred to Committee on Judiciary No. 2.

S. B. 27, by Senator Deane, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions. Referred to Committee on Judiciary No. 2.

S. B. 28, by Senator Strickland, a bill appropriating funds to the Criminal Justice Training and Standards Council for implementation and administration of the Law Enforcement Officers Minimum Salary Act. Referred to Committee on Correctional Institutions and Law Enforcement.

S. B. 29, by Senator Strickland, a bill transferring the Committee on Law and Order from the Department of Natural and Economic Resources to the Depart-

ment of Justice. Referred to Committee on State Government.

S. B. 30, by Senator Gudger, a bill amending General Statute 50-10 relating to divorce without a jury trial. Referred to Committee on Judiciary No. 1.

The President announces that the Committee on Public Roads is henceforth designated as the Committee on Transportation.

Upon motion of Senator Knox, the Senate adjourns to meet tomorrow at 2:30 P.M.

FIFTH DAY

SENATE CHAMBER,
Tuesday, January 16, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and found to be corrrect, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Saunders for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 31, by Senator Stallings, a bill to amend General Statute 14-17 so as to define murder and to provide punishment therefor. Referred to Committee on Judiciary No. 1.

S. B. 32, by Senator Stallings, a bill to make the punishment for burglary, rape and arson life imprisonment. Referred to Committee on Judiciary No. 1.

S. B. 33, by Senator Stallings, a bill to amend Chapter 14 of the General Statutes so as to provide a penalty of death for the placing of bombs in buildings and other property. Referred to Committee on Judiciary No. 1.

S. B. 34, by Senator Stallings, a bill to amend General Statute 14-39 so as to provide a penalty of death for kidnapping. Referred to Committee on Judiciary No. 1.

S. B. 35, by Senator Stallings, a bill to amend General Statute 148-58 so as to require a prisoner serving a life sentence to serve twenty-five years before he is eligible for parole consideration. Referred to Committee on Judiciary No. 1.

S. B. 36, by Senators Stallings and Alford, a bill to repeal Chapter 1269 of the Session Laws of 1969, establishing a Legislative Retirement Fund for certain

members of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. B. 37, by Senators Somers, Rountree, Sharpe, and Hughes, a bill to repeal General Statute 14-17 and to substitute a new statute therefor. Referred to Committee on Judiciary No. 1.

S. B. 38, by Senator Somers, a bill to amend General Statute 15-100 to require preliminary hearings in felony cases. Referred to Committee on Judiciary No. 1.

S. B. 39, by Senator Somers, a bill to prohibit use of certain evidence for purposes of sentencing. Referred to Committee on Judiciary No. 1.

S. B. 40, by Senators Knox, Harrington, Kirby, and Royall, a bill to require the Supreme Court to promulgate a code of judicial conduct for the guidance of the judges of the General Court of Justice. Referred to Committee on Courts and Judicial Districts.

S. B. 41, by Senators Knox, Harrington, Kirby, and Royall, a bill to rewrite General Statute 42-29 concerning service of process in summary ejectment cases. Referred to Committee on Courts and Judicial Districts.

S. B. 42, by Senators Knox, Harrington, Kirby, and Royall, a bill to amend Chapter 7A to revise procedures for the removal of solicitors, assistant solicitors, clerks of superior court, magistrates, and public defenders. Referred to Committee on Courts and Judicial Districts.

S. B. 43, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 9-26 to delete the requirement that grand juries inspect jails. Referred to Committee on Courts and Judicial Districts.

S. B. 44, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-217(1) concerning personal service of process in a small claim action. Referred to Committee on Judiciary No. 1.

S. B. 45, by Senator Rauch, a bill to amend the Constitution of North Carolina to require annual sessions of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. B. 46, by Senator Mills, a bill to amend the charter of the town of Swansboro. Referred to Committee on Local Government and Regional Affairs, formerly designated as the Committee on Local Government.

S. B. 47, by Senator Rountree, a bill to change the primary election to August and to require the filing of notices of candidacy in May. Referred to Committee on Election Laws.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
S. J. R. 1 January 16, 1973

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. J. R. 1, "a joint resolution relative to the inauguration of the

Honorable James E. Holshouser, Jr., as Governor of North Carolina; and informing his Excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., Wednesday, January 17, 1973," the Speaker has appointed the following members of the House of Representatives to serve with a like Committee of the Senate to greet and escort the Governor to the Joint Session:

Representative William T. Watkins

Representative G. Hunter Warlick

Representative Laurence A. Cobb

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints as a committee to greet and escort the Governor to the Joint Session tomorrow in the Hall of the House, Senators Murrow and Bagnal, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Godwin, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTH DAY

SENATE CHAMBER,
Wednesday, January 17, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Webster for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Harrington, for the Committee on Transportation:

S. R. 2, a resolution calling for a study by the Senate Committee on Roads of reorganization of the State Highway Commission, with a favorable report for adoption. Upon motion of Senator Harrington, the resolution is adopted. (The text of this resolution appears in the Appendix.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 48, by Senator Scott, a bill to make appropriations to provide capital improvements for state institutions, departments and agencies. Referred to Committee on Appropriations.

S. B. 49, by Senator Scott, a bill to make appropriations for current operations of the state departments, institutions, and agencies, and for other purposes. Referred to Committee on Appropriations.

S. B. 50, by Senators Somers and Mullins, a bill to exempt certain medicines from the sales and use tax. Referred to Committee on Finance.

S. B. 51, by Senators Somers, Sharpe, and Bahakel, a bill relating to driver license renewal. Referred to Committee on Judiciary No. 1.

S. B. 52, by Senator Kirby, a bill to revise the claim and delivery procedures. Referred to Committee on Judiciary No. 2.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
S. J. R. 1 January 17, 1973

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. J. R. 1, "a joint resolution relative to the inauguration of the Honorable James E. Holshouser, Jr., as Governor of North Carolina; and informing his excellency, Governor James E. Holshouser, Jr., that the General Assembly is organized and ready to proceed with public business and inviting the Governor to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., Wednesday, January 17, 1973," the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Allen, the Senate recesses to meet in Joint Session in the House of Representatives for the purpose of receiving the Governor's Biennial Message, and upon his motion upon dissolution of the Joint Session, the Senate stands adjourned to meet tomorrow at 2:30 P.M.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The President extends the courtesies of the floor to the Chief Justice and Associate Justices of the Supreme Court of North Carolina, to the Chief Judge and Associate Judges of the North Carolina Court of Appeals, to the Council of State, and to Mrs. James E. Holshouser, Jr., wife of the Governor of North Carolina.

The President recognizes Senator Murrow who presents His Excellency, Governor James E. Holshouser, Jr., who delivers the following message:

"Mr. President, Mr. Speaker, Members of the General Assembly.

"We gather here today facing tremendous challenges. Not the least of these will be that of just working together during the weeks ahead.

"The present situation is unique in our lifetimes. The state could be hurt by it. I am convinced it will not be. I'm convinced because I know so many of you already, and I know what kind of men and women you are. I know that when the chips are down, you'll put North Carolina and our people first. I think you know me well enough to know I'll do the same.

"I've been here, and because of that, I believe in the General Assembly.

"I want to commend Speaker Jim Ramsey and Lt. Governor Jim Hunt for having moved swiftly in organizing and announcing committees and placing you in positions to begin work early.

"I also endorse in principle the reforms that can make this a more effective body — electric voting machines, committee research assistance, ethics legislation and annual sessions, using a biennial budget with an annual review.

"I will not propose legislation in this area because I believe legislative reform is your prerogative.

"I do expect, however, to send to you shortly, recommendations for reforms and reorganization within the Executive Branch, including the Highway Commission Reorganization and an ethics bill for the executive departments.

"The purpose of this message today is to talk about specific recommendations for programs and the budget.

"It's nearly impossible to discuss programs without talking about price tags.

"Many governors have separated these two, sometimes because they needed time to figure out where to come up with the money for their programs. At this time, no delay is necessary, and since you are ready to work on the budget, I will speak to that as well.

"Our state today is in the strongest fiscal position in recent times — perhaps in history.

"Our Constitutional requirement of a balanced budget has kept us from yielding to the temptation for deficit financing which has plagued our national government and many state governments.

"As I predicted some months ago, we have the largest gross dollar increase in availability in the state's history.

"This comes from three sources. First, we will have the largest surplus in history. Second, we will have approximately $166 million in new funds from the revenue sharing programs. Third, and perhaps most important, is the certainty that in the 1973-1975 biennium, we will have the largest dollar increase in revenue in the history of the state. Thus, the picture is strong on all fronts, and it clearly indicates that our strong position today is not due simply to revenue sharing.

"This strong fiscal position affords us the opportunity to meet needs we have never before been able to consider. It gives us a special opportunity to lift ourselves by our own bootstraps.

"The base budget, the change budget, and the capital improvements budget recommendations of the Advisory Budget Commission are on your desks this afternoon, along with the additions I propose today.

"I urge you to examine all of these closely. Keep a sharp pencil handy in the Appropriations Committee. By this time next year, I expect to have instituted budget reforms which make your job easier.

"One thing I want to mention specifically is that the change budget calls for the creation of over 5,000 new positions in state government, including teachers. I hope you will ask each and every witness before the committee whether the agency or institution has, at this time, adequate space in which to put these new people.

"I also want to assure you that a sharp pencil is going to be working in the Executive Branch to be sure we're getting the maximum service from our tax dollars.

"The new Efficiency Study Commission headed by Mr. Archie K. Davis of Winston-Salem, Chairman of the U. S. Chamber of Commerce, will be searching with a fine-toothed comb for ways in which state government can be more efficient.

"Let us now begin to look at our opportunities:

"In Education, we have the cornerstone for thrusting North Carolina ahead.

"We might as well begin at the beginning.

"I propose and urge you to endorse the concept of a statewide kindergarten program. The State Board of Education has projected a five-year plan which will give us a completed program by 1978. Phase One of that plan can be fully funded now.

"Quality Education means quality teachers — for good teachers are at the heart of the education process. I'm firmly convinced we must compete, and compete successfully, in the marketplace if we expect to get and keep the best teachers.

"I propose that educators be given an increase in salary at the rate of five percent during the first year of the biennium, with an additional ten percent increase during the second year.

"I also propose major changes in the salary index schedule to make sure our money is used in the most effective way.

"I also endorse and urge you to support the extension of terms for all teachers to 200 work days.

"I'm confident our teachers can also do a better job if we reduce the class size and place a statutory maximum limit on size.

"Fairness demands that teachers receive the same monthly rate of sick leave as state employees presently receive.

"As the final item in what I believe is the strongest educational program in our history, I urge you to make available to local school units $50 million in matching grant money for school construction. I believe that by using this money on a 50-50 matching basis, we can take a giant step forward in meeting the need for more classroom space and in preparing for the statewide kindergarten program. Since local governments in North Carolina will have for use in the next biennium over $300 million in revenue sharing funds, their ability to match these funds should be especially strong. This direct grant program will permit new construction without an increase in our state's public debt.

"This program for our children's education is far-reaching. It places great faith in our public school system. I say to you and I say to the public school team in North Carolina, 'Those to whom much is given, much is required.'

" 'Accountability' is a word we are going to use more and more during the years ahead. When our people have one of the lowest per capita income levels in the country, they have the right to ask for proof that their tax dollars are being used for the vital things to build our state — not wasted or thrown away on frills and luxuries.

"So I charge our educators to carry well their obligation to the people and to be worthy of the trust placed in them today.

"I specifically expect to take a hard look at how well our children are being taught to read and whether we are, in fact, doing as well as other states around the country.

"I mentioned the word 'fairness.' This word can mean different things under various circumstances.

"In our present circumstances, I consider that is means that state employees should also receive a five percent increase in salary in the first year and an additional ten percent increase in the second year. That same recommendation is made for salary levels in our university system.

"I also endorse the proposal to fully fund the low option hospitalization program for teachers and state employees, at a cost of $3 extra per month per person.

"The retirement systems for state and local government employees are in a strong position today. After consultation with various employee groups and with retirement system officials, I ask today that you provide for unreduced retirement after 30 years of service, regardless of age, and establish a five-year reserve for payment of a four percent cost-of-living increase in retirement benefit payments. I am advised that these improvements can be made in both systems without additional appropriations or increased employee contribution. I also urge you to provide for other increases in retirement benefits to the extent our retirement officials feel they are actuarially sound.

"I also urge you to consider statutory changes to give consideration to a graduated method of earning annual leave for state employees.

"Much has been said in recent months about mental health. At least part of the challenge we face is monetary.

"You have copies of the change budget and my recommendations, including upgrading of attendant and cottage parent salaries, in-service training for

employees, increased aid to community mental health centers, direct grants for local programs for emotionally disturbed children, and compensation for work done by patients. My recommendations almost double those of the Advisory Budget Commission and these combined recommendations will thrust some $30 million new dollars into our mental health program in critical areas.

"Not all of the problem is money, however, I will shortly propose a completely independent study of our entire mental health system by a team of specialists from outside our state.

"I also hope this General Assembly will examine closely the statutes relating to incompetency, admission and commitment, discharge, and patients' rights.

"One of the great opportunities we have in North Carolina is in the protection of our environment. We can win the battle in North Carolina if we begin now.

"One specific weapon in this battle will be our state park system. I urge you to place our present park system into the preserve provided for in the new Environmental Bill of Rights. We need to continue study to locate park sites for maximum use by our citizens.

"Much of our past effort in the park system has come as land has been given to us. We want to encourage more of this, and yet we can't wait for it to fall into our laps.

"It's time to make a solid financial commitment to a park system which will, for years to come, give our people buffers against the fast-developing times in which we live.

"Our State Parks Division has asked for $11.5 million for ten new and ten expanded parks, and I urge you to approve the entire request. This represents more than the total amount spent by the state for park land acquisition in this century.

"This will only be the first step in our program for parks, but it is a vital step forward which must be taken now while there is time.

"Parks are not the only weapons. Land use planning on a regional basis will be vital. We can't wait, if we're to win the battle other states have already lost.

"We also need the tool of required reporting of waste discharge levels, if we are ever to expect the Board of Water and Air Resources to do the job we want from them.

"A land registration act is essential if we are to protect our land and our people from unscrupulous promoters.

"Let us also look hard at our society and our desire for civilized order.

"I endorse the proposal for a minimum salary level for local law enforcement officers, together with the one-time matching grant to get this program going.

"I also endorse the great majority of the recommendations of the North Carolina Bar Association's Penal System Study Committee and say to you that prison reform is one of the best tools for law and order.

"My proposals and those of the Advisory Budget Commission will go far in providing single-cell confinement, consolidation of probation and after-care for delinquent young people, job assistance and placement programs, a decrease in the probation caseload, in-service training, additional security personnel, and vocational training facilities.

"These programs should help to slow the "repeat rate" which has far too many prisoners confined for the second time or more, and it should help make our streets and homes safer places.

"When we speak of our homes and families, we should also remind ourselves that the plague of drug abuse is spiraling. I urge you to increase the allocation of new narcotics agents recommended in the S. B. I. budget.

"I will also recommend to you shortly a drug education program aimed toward the goal of an informed citizenry.

"Time does not permit detailed statements regarding every proposal, but some must be discussed.

"I endorse a campaign spending limit for statewide campaigns and will present a proposal shortly.

"I endorse the equal rights amendment and ask you to consider it at an early date.

"I endorse the veto power for the governor, although this can be considered in proper perspective only if the effective date is 1977.

"I will make a specific recommendation to you concerning the Housing Corporation as soon as the effect of the recent change in the federal housing program is determined.

"I will propose a change in the method of selection of the Wildlife Resources Commission to give hunters and fishermen a greater voice in this process.

"I will propose action to protect Appalachian Trails System from encroachment which could seriously damage a vital recreational asset.

"I will propose a comprehensive new program for health services, aimed at delivery of medical care to our rural areas across the state.

"In our battle for highway safety, one weapon will do more than any other to get drunk drivers off our roads — the breathalyzer. I urge you to remove the loopholes in the implied consent statute and to provide for mandatory license revocation for refusal to take the breathalyzer test.

"I say to you, having served as a defense attorney and having watched this law at work in our courts, until you remove the three-day period for hearing requests, you have not done the job for highway safety.

"I have left until last our program for education beyond the high school.

"I endorse the recommendation of the Advisory Budget Commission for a $29 million increase in operating funds for the community college system.

"I also propose an additional $15.1 million in capital funds to honor the state's original commitment in 1963 for original capital funds to each new

institution. I urge you, however, to retain our present policy of requiring that any additional capital funds beyond this original amount be raised locally.

"In looking at the change and capital budgets for the university system, you will find the new format used for the first time. It is in keeping with the governing board concept adopted by the 1971 General Assembly. The budget recommendations do not meet some of the essential needs in our university system, and I urge you to add an additional $11 million for the No. 1 priorities in the change budget.

"I urge you to examine the upcoming report of the Board of Governors concerning aid to students attending private institutions, in the hope it will justify expansion of our support for this new program.

"This General Assembly has the opportunity to go down in history. The beginning of a statewide kindergarten program, the bold thrust for state parks, a major new effort for education, a new awakening in our mental health efforts, health efforts, land use planning, and others can be lasting, living monuments to this 1973 legislature.

"But, ladies and gentlemen, our history books may well say that the most lasting result of the 1973 Legislature was your determination to protect the concept of our new university system. This new system was carefully molded in 1971 by a General Assembly which set aside all secondary considerations in its finest hour of statesmanship. I urge you to defend the new university system and its Board of Governors and prove to the people of North Carolina that we will stand behind the commitment we made here in 1971.

"In closing, let me come back to the financial picture we face.

"I have outlined a bold new program which sweeps across the wide spectrum of state responsibilities.

"It is a balanced budget.

"I've taken a long, hard look at our people's needs and have turned away from the temptation to propose a broad attack upon our tax base.

"These programs I have outlined, together with the recommendations of the Advisory Budget Commission, include over $210 million in non-recurring expense items, giving us a safety valve if there is change in the economy or any reversal as far as the revenue sharing concept is concerned.

"I stand firmly behind my proposal to repeal the medicine tax, removing a tax on misery while costing the state only $8 million.

"I also urge you to keep an open mind to the possibility of other limited tax cuts. Cuts can still come if the examination of the base budget yields adequate resources or if our fiscal situation improves to offer additional resources.

"We have gone far in meeting the people's needs, and some tax relief may still be within the realm of possibility.

"I wish to thank the Advisory Budget Commission for the many hours of hard work which have gone into the preparation of the budget.

"I also extend my hand to you, pledging my cooperation in a full partnership to meeting the challenges we face together.

"The people of North Carolina are counting on us, and I am confident we won't let them down."

Upon motion of Senator Allen, the Joint Session is dissolved, and pursuant to Senator Allen's motion heretofore made, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTH DAY

SENATE CHAMBER,
Thursday, January 18, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe B. Zimmerman, Pastor of Fellowship Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Webster for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt for the Committee on Judiciary No. 2:

S. J. R. 17, a resolution continuing the Criminal Code Commission, with a favorable report.

S. B. 25, a bill to amend General Statute 50-4 with regard to the jurisdiction of the District Court in proceedings for annulment, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 30, a bill amending General Statute 50-10 relating to divorce without a jury trial, with a favorable report, as amended. Upon motion of Senator Allsbrook, seconded by Senator Horton, the amendment is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 53, by Senators Gudger, Knox and Strickland, a bill appropriating funds to the administrative office of the courts for administrative assistants to solicitors. Referred to Committee on Courts and Judicial Districts.

S. B. 54, by Senator Gudger, a bill to provide for administrative assistants for solicitors. Referred to Committee on Courts and Judicial Districts.

S. B. 55, by Senator Rountree, a bill to appropriate funds to acquire Masonboro Beach in New Hanover County for an undeveloped State Park. Referred to Committee on Conservation and Development.

S. B. 56, by Senator Stallings, a bill to amend General Statute 14-197 by deleting the reference to Craven County contained therein. Referred to Committee on Local Government and Regional Affairs.

S. B. 57, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-273 to delete the magistrate's authority to conduct preliminary hearings in misdemeanor cases. Referred to Committee on Courts and Judicial Districts.

S. B. 58, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-45(a) to authorize special judges to hold over until their successors are appointed and qualified. Referred to Committee on Courts and Judicial Districts.

S. B. 59, by Senators Knox, Harrington, Kirby and Royall, a bill to authorize magistrates to perform routine clerical duties for clerks of superior court. Referred to Committee on Courts and Judicial Districts.

S. B. 60, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 1A-1 (Rule 62) to exempt summary ejectment cases from the rule prohibiting execution on a judgment within ten days. Referred to Committee on Judiciary No. 1.

S. B. 61, by Senators Knox, Harrington, Kirby and Royall, a bill to reduce the minimum number of magistrates in certain counties. Referred to Committee on Courts and Judicial Districts.

S. B. 62, by Senators Knox, Harrington, Kirby and Royall, a bill to delete references to justice of the peace and constable and otherwise conform various sections of the General Statutes to the terminology and procedure of the Judicial Department Act of 1965, as amended. Referred to Committee on Courts and Judicial Districts.

S. B. 63, by Senator Staton, a bill to modify the criminal procedure to provide for a preliminary hearing. Referred to Committee on Judiciary No. 1.

S. B. 64, by Senator Gudger, a bill to amend General Statute 14-32, General Statute 14-33 and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony. Referred to Committee on Judiciary No. 1.

Upon motion of Senator Mills, the Senate adjourns to meet tomorrow at 10:00 A.M.

EIGHTH DAY

SENATE CHAMBER,
Friday, January 19, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe B. Zimmerman, Pastor of Fellowship Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bob L. Barker, Folger, Rountree, Rauch, Gudger and Webster for today, and to Senator Mullins for January 22-26 inclusive.

The President recognizes the following pages for their services this week: Cyretha C. Irving, Raleigh; Sandra Kay Seay, Reidsville; Cynthia Leigh Hammond, Raleigh; Ed Turlington, Clinton; Pencie Marie Bridges, Sanford; Robin Hood, Sanford; Phil Hathcock, Raleigh; Martha Buchanan, Raleigh; Richard Pearson, Clinton; Teresa Haislip, Raleigh; Debbie Connor, Raleigh; Rebecca Fay Smith, Hickory; Mae McClindon, Laurinburg; Carolyn Hill, Kenly; David McGraw, Raleigh; Ricky Lewis, Bryson City.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allen, for the Committee on Rules and Operation of the Senate:

S. R. 3, a resolution endorsing a study of the concept of standing committees for the General Assembly, with a favorable report, for adoption.

S. R. 4, a resolution endorsing a comprehensive study of the Legislative Retirement System, with a favorable report, for adoption.

S. R. 5, a resolution endorsing the enactment of a code of ethics for public officials, with a favorable report, for adoption.

S. R. 6, a resolution endorsing annual sessions for the General Assembly, with a favorable report, for adoption.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 65, by Senators Allsbrook and White, a bill providing that the Roanoke Rapids Graded School District share in the Halifax County Local Government Sales and Use Tax proceeds. Referred to Committee on Judiciary No. 1.

S. B. 66, by Senators Strickland, Rhyne and Garrison, a bill to amend the manner of imposition of capital punishment. Referred to Committee on Judiciary No. 2.

S. B. 67, by Senators Taylor, Wilkie, Robert J. Barker and Blanchard, a bill to provide Workmen's Compensation benefits where epilepsy results from an

injury covered by the Act. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 68, Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-101 concerning the compensation of clerks of superior courts and General Statute 7A-172 concerning the compensation of magistrates. Referred to Committee on Courts and Judicial Districts.

S. B. 69, by Senators Sharpe, Knox, Robert J. Barker, Wilkie and Bagnal, a bill requiring the taxation of real and personal property at one hundred percent (100%) of its appraised value. Referred to Committee on Local Government and Regional Affairs.

S. B. 70, by Senators Mullins, Sharpe, Poovey and Bahakel, a bill to repeal the Soft Drink Tax Act. Referred to Committee on Finance.

S. J. R. 71, by Senator Coleman, a joint resolution urging reinstatement of the 1972 Congressional Appropriation for the Rural Environmental Assistance Program for 1973. Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 25, a joint resolution honoring the life and memory of Harley B. Gaston, former Legislator. Upon motion of Senator Allen, the rules are suspended, and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

H. J. R. 28, a joint resolution directing a study of standing committees for the General Assembly. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 17, a joint resolution continuing the Criminal Code Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 25, a bill to amend General Statute 50-4 with regard to the jurisdiction of the district court in proceedings for annulment. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 30, a bill amending General Statute 50-10 relating to divorce without a jury trial. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Horton, the Senate adjourns to meet on Monday at 8:00 P.M.

NINTH DAY

SENATE CHAMBER,
Monday, January 22, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

The President addresses the Senate as follows:

"Members of the Senate, it is my sad duty to inform you that Lyndon Baines Johnson, 36th President of the United States, died tonight of an apparent heart attack.

"Lyndon Johnson will surely go down in history as one of our greatest presidents.

"A man of humble origins, he never lost his touch with his fellow citizens and gave real meaning to his interpretation that he was 'President of all the people.'

"I fondly recall my own association with him and particularly a trip to North Carolina that we made together in the Spring of 1963.

"He was proud of North Carolina and liked to recall that his ancestors came from here.

"He was proud of his own state, and proud of the South, but he consistently put the interests of all the people first.

"He was proud of the Democratic Party and saw it as an instrument through which to work for the betterment of all the people.

"But more than anything else, he was proud of America and had a vision of greatness for this country that guided us to great domestic accomplishments and guided him to become a leader of the world.

"This nation, and this State, and all of us have lost a great leader and a good friend."

The Reverend Edward Hughes Pruden, Chaplain of the Senate, offers the following prayer:

"Our Father, as we begin another legislative week, we renew our request for guidance and understanding. Tonight, having just received the sad tidings of the death of former President Lyndon Baines Johnson, we would remember in gratitude his service to our country and to the world. We pray that to his family may be granted Thy comforting presence, and Thy peace which passeth all understanding.

"We would remember too our friend, Roy Rowe, and his family in their bereavement. May they also be undergirded and strengthened by Thee.

"Through Jesus Christ, our Lord. Amen."

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Royall and Kirby for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:08 P.M. and sent to the office of the Secretary of State:

H. J. R. 25, a joint resolution honoring the life and memory of Harley B. Gaston, former Legislator.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 65, a bill providing that the Roanoke Rapids graded school district share in the Halifax County Local Government Sales and Use Tax proceeds, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 72, by Senators Knox, Harrington, Kirby and Royall, a bill to amend the Constitution of North Carolina to provide for nonpartisan merit selection of justices and judges of the general court of justice. Referred to Committee on Courts and Judicial Districts.

S. B. 73, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 9-2 to reduce the number of names required for the master jury list. Referred to Committee on Courts and Judicial Districts.

S. B. 74, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases. Referred to Committee on Judiciary No. 1.

S. B. 75, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-500 to authorize courts commission members to hold over until their successors are appointed. Referred to Committee on Courts and Judicial Districts.

S. B. 76, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 9-15(a) to clarify the right of counsel to query prospective jurors. Referred to Committee on Judiciary No. 1.

S. B. 77, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statutes Chapter 7A, Article 36, relating to entitlement of indigents to counsel. Referred to Committee on Courts and Judicial Districts.

S. B. 78, by Senators Knox, Harrington, Kirby and Royall, a bill to regulate the publication of opinions of the court of appeals. Referred to Committee on Courts and Judicial Districts.

S. B. 79, by Senators Knox, Harrington, Kirby and Royall, a bill to conform the provisions of General Statutes Chapter 1, Article 37 (injunctions) to the jurisdictional provisions of the Judicial Department Act of 1965, as amended. Referred to Committee on Courts and Judicial Districts.

S. B. 80, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statute 7A-375 to provide for alternate and holdover members on the Judicial Standards Commission. Referred to Committee on Courts and Judicial Districts.

S. B. 81, by Senators Knox, Harrington, Kirby and Royall, a bill to amend General Statutes Chapter 153, Article 15 to eliminate obsolete nomenclature. Referred to Committee on Courts and Judicial Districts.

S. B. 82, by Senators Bob L. Barker, Garrison and Williamson, a bill to provide equal employment security benefits to all eligible individuals regardless of their sex. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 83, by Senators Bob L. Barker, Garrison and Williamson, a bill to provide for the limitation of hours of employment. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 84, by Senator Scott, a bill to appropriate funds for the use of the Legislative Research Commission. Referred to Committee on Appropriations.

S. B. 85, by Senator McNeill Smith, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen. Referred to Committee on Highway Safety.

S. B. 86, by Senator McNeill Smith, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test. Referred to Committee on Highway Safety.

S. B. 87, by Senator McNeil Smith, a bill to amend General Statute 20-28 to provide for the seizure of a motor vehicle being operated by a person whose license is in a state of suspension or revocation. Referred to Committee on Highway Safety.

S. B. 88, by Senator McNeill Smith, a bill to amend General Statute 20-19 to provide for a period of probation for those convicted of driving under the influence for the first time. Referred to Committee on Highway Safety.

S. B. 89, by Senator McNeill Smith, a bill to amend General Statute 20-138 relative to driving under the influence of intoxicating liquor and General Statute 20-139.1 relative to the admissibility of chemical analysis for blood alcohol in evidence in trial for driving under the influence. Referred to Committee on Highway Safety.

S. B. 90, by Senators Sharpe, Wilkie, Robert J. Barker, Somers, Rountree, Rhyne, Bagnal and Poovey, a bill to designate the emerald the precious stone of the State. Referred to Committee on State Policies.

S. B. 91, by Senators Horton, Rountree, Robert J. Barker, Poovey, Blanchard, Wilkie, Hughes, Sharpe, Murrow, Kincaid, Bagnal and Butner, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to afford protection to all voters at the time of voting. Referred to Committee on Election Laws.

S. B. 92, by Senators Horton, Rountree, Robert J. Barker, Poovey, Blanchard, Bagnal, Butner, Wilkie, Hughes, Sharpe, Murrow, Kincaid and Somers, a bill to provide that watchers may be appointed for elections in all counties of the State. Referred to Committee on Election Laws.

S. B. 93, by Senators Horton, Rountree, Robert J. Barker, Poovey, Butner, Blanchard, Wilkie, Hughes, Sharpe, Murrow, Kincaid, Somers and Bagnal, a bill to amend General Statute 163-45 to provide that poll wtachers shall be registered voters in the county where appointed. Referred to Committee on Election Laws.

S. B. 94, by Senators Horton, Rountree, Robert J. Barker, Poovey, Blanchard, Wilkie, Kincaid, Sharpe, Murrow, Hughes, Somers, Bagnal and Butner, a bill relating to the filling of vacancies among precinct officials. Referred to Committee on Election Laws.

S. B. 95, by Senators Horton, Rountree, Robert J. Barker, Poovey, Blanchard, Wilkie, Kincaid, Sharpe, Murrow, Hughes, Somers and Bagnal, a bill relating to the recommendation and appointment of precinct officials. Referred to Committee on Election Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

Committee Substitute for H. B. 16, a bill to revise and rewrite the charter of the town of Leggett in Edgecombe County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 3, a resolution endorsing a study of the concept of standing committees for the General Assembly. Upon motion of Senator Henley, the Resolution is adopted. (The text of this resolution appears in the Appendix.)

S. R. 4, a resolution endorsing a comprehensive study of the Legislative Retirement System. Upon motion of Senator Henley, the Resolution is adopted. (The text of this resolution appears in the Appendix.)

S. R. 5, a resolution endorsing the enactment of a code of ethics for public officials. Upon motion of Senator Bob L. Barker, the Resolution is adopted. (The text of this resolution appears in the Appendix.)

S. R. 6, a resolution endorsing annual sessions for the General Assembly. Upon motion of Senator Allsbrook, consideration of the Resolution is postponed until Tuesday, January 23, 1973.

Upon motion of Senator Allsbrook, the Senate adjourns in memory of former President Lyndon Baines Johnson, and of Mrs. Nina Worsley Rowe, to meet tomorrow at 2:30 P.M.

TENTH DAY

SENATE CHAMBER,
Tuesday, January 23, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Robert J. Barker for today, and to Senator Strickland for January 24-26 inclusive.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 41, a bill to rewrite G. S. 42-29 concerning service of process in summary ejectment cases, with a favorable report, as amended.

S. B. 58, a bill to amend General Statute 7A-45(a) to authorize special judges to hold over until their successors are appointed and qualified, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 44, a bill to amend General Statute 7A-217(1) concerning personal service of process in a small claim action, with a favorable report.

S. B. 60, a bill to amend General Statute 1A-1 (Rule 62) to exempt summary ejectment cases from the rule prohibiting execution on a judgment within ten days, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are intorduced, read the first time, and disposed of as follows:

S. R. 96, by Senator Moore, a resolution honoring the life and memory of Nina Lavinia Worsley Rowe. Upon motion of Senator Moore, the resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 97, by Senators Knox, Staton, Strickland, Allen, Bahakel, Rauch, Britt, Moore, Raynor, Lynwood Smith, Saunders, Murrow, Hardison, Mills, Rhyne, Harrington, Henley, Kincaid, Mullins, Godwin, Alford, Kirby, Royall, Coleman, Taylor, Gudger, Sharpe, Wilkie, Bagnal, Somers, Robert J. Barker, Poovey, Garrison, and Crawford, a bill to allow the law enforcement officers to transfer membership in the Teachers' and State Employees Retirement System of the Local Government Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund. Referred to Committee on Correctional Institutions and Law Enforcement.

S. B. 98, by Senators Knox, Poovey, Robert J. Barker, Carwford, Somers, Garrison, Hardison, Raynor, Coleman, Taylor, Gudger, Sharpe, Wilkie, Bagnal, Moore, Bahakel, Godwin, Britt, Kincaid, Rhyne, Mullins, Harrington, Hughes, Strickland, Mauney, Staton, Allen, Rauch, Allsbrook, Henley, Alford, Kirby, Royall, Lynwood Smith, Saunders, and Murrow, a bill appropriating funds to the Law Enforcement Officers' Benefit and Retirement Fund for the implementation of a revised benefit and retirement plan. Referred to Committee on Appropriations.

S. B. 99, by Senators Stallings, Moore, Royall, and Scott, a bill to regulate campaign practices and expenditures. Referred to Committee on Election Laws.

S. B. 100, by Senator Garrison, a bill authorizing the Board of County Commissioners of Scotland County to adopt an ordinance under General Statute 153-9(55) regulating the visibility of drive-in theater motion picture screens to operators of motor vehicles upon the public streets and highways. Referred to Committee on Highway Safety.

S. B. 101, by Senators Raynor, Bob L. Barker, Henley, Hughes, Williamson, Knox, Allsbrook, Mauney, Hardison, Bahakel, Lynwood Smith, Strickland, Garrison, Staton, Moore, Rhyne, Kirby, Rauch, Horton, Sharpe, Wilkie, Blanchard, Somers, Stallings, Bagnal, Mills, Butner, Murrow, Taylor, Robert J. Barker, and Allen, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics. Referred to Committee on Alcoholic Beverage Control.

S. B. 102, by Senator Kirby, a bill to amend General Statute 45-18 so as to alter the date of validation of certain acts of substituted trustees in a deed of trust from January 1, 1971, to January 1, 1973. Referred to Committee on Judiciary No. 2.

S. B. 103, by Senators Knox, Harrington, Kirby, and Royall, a bill to amend General Statute 28-68 to raise from one thousand dollars to two thousand dollars the amount of indebtedness to an estate which may be administered by the clerk of superior court. Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 6, a bill endorsing annual sessions for the General Assembly. Upon motion of Senator Royall, the Resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 65, a bill providing that the Roanoke Rapids Graded School District share in the Halifax County Local Government Sales and Use Tax proceeds, upon second reading. The bill passes its second reading by roll-call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Taylor, Webster, White, Wilkie, Williamson — 45. The bill remains upon the Calendar.

Upon motion of Senator Wilkie, the Senate adjourns to meet tomorrow at 2:30 P.M.

ELEVENTH DAY

SENATE CHAMBER,
Wednesday, January 24, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Gene Phillips, Campus Minister at Meredith College.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his hotion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Stallings for today, and to Senator Somers for Thursday and Friday, January 25 and 26, 1973.

Senator Taylor moves that the President appoint a committee of three from the Senate to serve with a like committee from the House of Representatives to compose a resolution commending President Nixon upon his action in the Vietnam conflict. The motion is carried and the President appoints Senators Horton, Kirby and Coleman to the subject committee.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 100, a bill authorizing the Board of County Commissioners of Scotland County to adopt an ordinance under General Statute 153-9(55) regulating the visibility of drive-in theater motion picture screens to operators of motor vehicles upon the public streets and highways, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 104, by Senator Gudger, a bill to limit the identification records which may be used in determining whether a beer sale is being made to a minor. Referred to Committee on Alcoholic Beverage Control.

S. B. 105, by Senator Gudger, a bill to earmark the surcharge on liquor purchased at ABC stores for the rehabilitation of alcoholics. Referred to Committee on Alcoholic Beverage Control.

S. B. 106, by Senator Gudger, a bill to make the percentage of voters required for location of ABC stores conform to the percentage required for the call of liquor elections. Referred to Committee on Alcoholic Beverage Control.

S. B. 107, by Senator Gudger, a bill to change the hours of the ABC stores and to change the days of closing. Referred to Committee on Alcoholic Beverage Control.

S. B. 108, by Senator Gudger, a bill to specify the authority of local boards of alcoholic control to acquire and dispose of property. Referred to Committee on Alcoholic Beverage Control.

S. B. 109, by Senator Gudger, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems. Referred to Committee on Alcoholic Beverage Control.

S. B. 110, by Senator Gudger, a bill to authorize short-term investments by local ABC boards. Referred to Committee on Alcoholic Beverage Control.

S. B. 111, by Senator Gudger, a bill to authorize all law enforcement officers to enforce liquor laws on licensed premises. Referred to Committee on Alcoholic Beverage Control.

S. B. 112, by Senator Gudger, a bill relating to seizure and sale of illegal distilleries and materials used therefor. Referred to Committee on Alcoholic Beverage Control.

S. B. 113, by Senator Gudger, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's Brown-Bagging Law. Referred to Committee on Alcoholic Beverage Control.

S. B. 114, by Senator Gudger, a bill to restrict allowable Sunday sales of beer to certain brown-bagging premises. Referred to Committee on Alcoholic Beverage Control.

S. B. 115, by Senator Gudger, a bill to clarify the law regarding sales of beer and wine on premises with off-premises permits. Referred to Committee on Alcoholic Beverage Control.

S. B. 116, by Senator Gudger, a bill to revise the General Statutes with regard to Acts prohibited by permittees. Referred to Committee on Alcoholic Beverage Control.

S. B. 117, by Senator Gudger, a bill to revise the law regarding ABC elections. Referred to Committee on Alcoholic Beverage Control.

S. B. 118, by Senator Gudger, a bill to modify the law regarding local beer and wine elections. Referred to Committee on Alcoholic Beverage Control.

S. B. 119, by Senators Staton, Allen and Godwin, a bill to establish and fix the duties of the Advisory Commission on teacher preparation and licensing. Referred to Committee on Education.

S. B. 120, by Senators Knox, Harrington, Kirby, Royall and Bahakel, a bill to create a Judicial Nominating Commission and to implement the nonpartisan merit plan for the selection of judges as required by Article IV, Section 16 of the North Carolina Constitution. Referred to Committee on Courts and Judicial Districts.

S. B. 121, by Senators Knox, Harrington, Kirby and Royall, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department). Referred to Committee on Courts and Judicial Districts.

S. B. 122, by Senators Mills, Hardison and Raynor, a bill to provide for the right of privacy of victims in cases of rape. Referred to Committee on Judiciary No. 2.

S. B. 123, by Senator Gudger, a bill to allow solicitors, assistant solicitors, acting solicitors and solicitorial districts to be designated by terms understandable to the general public. Referred to Committee on Courts and Judicial Districts.

S. B. 124, by Senators Coleman, Folger and McNeill Smith, a bill to amend Chapter 8 of the General Statutes by adding a new section to be designated Section 8-53.4 concerning communications between news reporters and their sources. Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 7, a bill to repeal local and special acts relating to expenditure of funds for local development in Buncombe County and the city of Asheville, and to make the General Statutes applicable thereto. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 65, a bill providing that the Roanoke Rapids Graded School District share in the Halifax County Local Government Sales and Use Tax proceeds, upon third reading. The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree,

Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 47. The bill, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 41, a bill to rewrite General Statute 42-29 concerning service of process in summary ejectment cases. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Mills to its third reading, the bill, as amended remains upon the Calendar.

S. B. 44, a bill to amend General Statute 7A-217(1) concerning personal service of process in a small claim action. The bill passes its second reading. Upon objection of Senator Mills to its third reading, the bill remains upon the Calendar.

S. B. 58, a bill to amend General Statute 7A-45(a) to authorize special judges to hold over until their successors are appointed and qualified. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 60, a bill to amend General Statute 1A-1 (Rule 62) to exempt summary ejectment cases from the rule prohibiting execution on a judgement within ten days. The bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the bill remains upon the Calendar.

Upon motion of Senators Allsbrook, Harrington, Godwin, White, Staton, Rountree and Gudger, which motion is ordered spread upon the Journal, the Senate adjourns in honor of Judge W. H. S. Burgwyn, Sr., to meet tomorrow at 2:30 P.M. (The full text of Senator Allsbrook's remarks appears in the Appendix.)

TWELFTH DAY

SENATE CHAMBER,
Thursday, January 25, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bahakel and Mills for Friday, January 26, 1973.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 57, a bill to amend General Statute 7A-273 to delete the magistrate's authority to conduct preliminary hearings in misdemeanor cases, with a favorable report.

S. B. 79, a bill to conform the provisions of General Statutes Chapter 1, Article 37 (Injunctions) to the jurisdictional provisions of the Judicial Department Act of 1965, as amended, with a favorable report.

By Senator Alford, for the Committee on Education:

S. R. 10, a resolution putting the 1973 Senate on record as endorsing public kindergartens, with a favorable report for adoption.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 74, a bill to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 125, by Senator Bob L. Barker, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at state supported institutions of higher education. Referred to Committee on Higher Education.

S. B. 126, by Senator Staton, a bill to revise the procedures concerning environmental impact statements under the North Carolina Environmental Policy Act. Referred to Committee on Conservation and Development.

S. B. 127, by Senators Gudger, Crawford, Rhyne, Moore, Knox, Bahakel, and Lynwood Smith, a bill to appropriate one hundred million dollars of the general fund surplus to county and city school administrative units to be used for necessary school capital improvements and renovations. Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 100, a bill authorizing the Board of County Commissioners of Scotland County to adopt an ordinance under General Statute 153-9(55) regulating the visibility of drive-in theater motion picture screens to operators of motor vehicles upon the public streets and highways. The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 41, a bill to rewrite General Statute 42-29 concerning service of process in summary ejectment cases, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 44, a bill to amend General Statute 7A-217(1) concerning personal service of process in a small claim action, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 60, a bill to amend General Statute 1A-1 (Rule 62) to exempt summary ejectment cases from the rule prohibiting execution on a judgment within ten days, upon third reading. Senator Crawford offers an amendment which fails of adoption. The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Wilkie, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRTEENTH DAY

SENATE CHAMBER,
Friday, January 26, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Gudger for today.

The President recognizes the following pages for their services in the Senate this week: Susan Alice Stamey, Raleigh; Richard W. Hatch, III, Raleigh; Gordon Bonham, Raleigh; Bryan Wirwicz, Raleigh; Michael David Bristol, Cary; William S. Robbins, Wilmington; Lizabeth Diane Roach, Washington; Ann Cox, Raleigh; Barry Finch, Wake Forest; Phil Barker, Raleigh; Jani Wooldridge, Raleigh, Karen Hinkley, Raleigh; Wanda Faye Sellers, Raleigh; Maurice Krochmal, Raleigh; Wimberly Burton, Raleigh; Ruth Fordham, Raleigh; Cheryl Stanley, Whiteville.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 46, a bill to amend the charter of the Town of Swansboro, with a favorable report.

S. B. 56, a bill to amend General Statute 14-197 by deleting the reference to Craven County contained therein, with a favorable report.

H. B. 16, Committee Substitute for H. B. 16, a bill to revise and rewrite the charter of the Town of Leggett in Edgecombe County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 128, by Senators Horton and Bagnal, a bill to amend General Statute 7A-4.20 to allow judges of the superior court and district court who had been elected prior to January 1, 1973, and who attained the age of 70 after January 1, 1973, to serve out their terms. Referred to Committee on Courts and Judicial Districts.

S. B. 129, by Senators Godwin and Harrington, a bill to amend Chapter 121 of the 1969 Session Laws closing permanently the bear and wild turkey season in Gates County. Referred to Committee on Wildlife.

S. B. 130, by Senators Moore and Knox, a bill to enlarge the size of county boards of elections in certain counties. Referred to Committee on Local Government and Regional Affairs.

S. B. 131, by Senators Rountree, Godwin and Harrington, a bill to amend General Statute 141-6 to reflect the eastern boundary of the State. Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 10, a resolution putting the 1973 Senate on record as endorsing public kindergartens. Upon motion of Senator Alford, the resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 57, a bill to amend General Statute 7A-273 to delete the magistrate's authority to conduct preliminary hearings in misdemeanor cases. The bill passes its second reading. Upon objection of Senator Bob L. Barker to its third reading, the bill remains upon the Calendar.

S. B. 74, a bill to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases. The bill passes its second reading. Upon objection of Senator Bob L. Barker to its third reading, the bill remains upon the Calendar.

S. B. 79, a bill to conform the provisions of General Statutes Chapter 1, Article 37 (Injunctions) to the jurisdictional provisions of the Judicial Department Act of 1965, as amended. The bill passes its second reading. Upon objection of Senator Crawford to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Horton, the Senate adjourns to meet Monday at 8:00 P.M.

FOURTEENTH DAY

SENATE CHAMBER,
Monday, January 29, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Lawrence K. Brown, Associate Rector of St. Michael's Episcopal Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 130, the President orders that S. B. 130, a bill to enlarge the size of county boards of elections in certain counties, be taken from the Committee on Local Government and Regional Affairs and re-referred to the Committee on Election Laws.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 132, by Senators Allsbrook, White, Bahakel, Kirby, Royall, Harrington, Henley, Alford, Crawford, Lynwood Smith, Allen, Godwin, and Hughes, a joint resolution honoring the life and memory of Lyndon Baines Johnson, 36th President of the United States of America. Upon motion of Senator Allsbrook, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and upon motion of Senator Allsbrook, the rules are suspended and the resolution is ordered sent to the House of Representatives by special messenger.

S. J. R. 133, by Senators Horton, Coleman, Kirby, Bagnal, Murrow, Butner, Alford, Bahakel and Hughes, a joint resolution expressing the gratitude of the General Assembly for the end of the American involvement in the conflict in Vietnam. Upon motion of Senator Horton, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and, without objection, is ordered sent to the House of Representatives by special messenger.

S. B. 134, by Senator Williamson, a bill to appropriate one hundred billion dollars of the General Fund Surplus to county and city school administrative units to be used for necessary school capital improvements and renovations, and for the reduction of school bonds and notes. Referred to Committee on Appropriations.

S. J. R. 135, by Senators Webster and Gudger, a joint resolution establishing legislative policy concerning the classification and exemption of property for tax purposes. Referred to Committee on Finance.

S. J. R. 136, by Senators Webster and Gudger, a joint resolution creating a commission for the study of the property tax. Referred to Committee on Finance.

S. B. 137, by Senators Allen, Garrison, Bob L. Barker, Mauney, Williamson, Lynwood Smith, Hardison, Raynor, Moore, Harrington, Scott and Royall, a bill to be known as the North Carolina Motor Vehicle Accident Reparation Act. Referred to Committee on Insurance.

S. B. 138, by Senator Folger, a bill to abolish the office of coroner in Surry County upon the expiration of the term of the present coroner. Referred to Committee on Local Government and Regional Affairs.

S. B. 139, by Senator Folger, a bill to exclude Surry County in the provisions of General Statute 67-13 relating to proceeds of license tax on dogs. Referred to Committee on Local Government and Regional Affairs.

S. B. 140, by Senator Folger, a bill to amend General Statute 20-11(b) relative to learners' permits for minors. Referred to Committee on Highway Safety.

S. B. 141, by Senator Folger, a bill to amend General Statute 50-8 so as to validate a divorce proceeding which is instituted by a non-resident of North Carolina in a county other than the county of residence of the resident defendant. Referred to Committee on Judiciary No. 1.

S. B. 142, by Senator Folger, a bill to amend General Statute 50-8 relating to complaints in actions for divorce. Referred to Committee on Judiciary No. 1.

S. B. 143, by Senators Robert J. Barker, Taylor, Blanchard, Rountree, Deane, Wilkie, and Hughes, a bill to amend General Statute 163-160 of the General Statutes so as to require voting machines to be distributed in precincts in accordance with the number of registered voters therein. Referred to Committee on Election Laws.

S. B. 144, by Senators Webster and Gudger, a bill to provide for the taxation of the real and personal property of hospital, medical, and dental service corporations. Referred to Committee on Finance.

S. B. 145, by Senators Webster and Gudger, a bill to provide for the taxation of the personal property of State and National banks. Referred to Committee on Finance.

S. B. 146, by Senators Webster and Gudger, a bill to clarify the authority of the State to make payments in lieu of taxes on certain timberlands. Referred to Committee on Finance.

S. B. 147, by Senators Webster and Gudger, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property. Referred to Committee on Finance.

S. B. 148, by Senators Webster and Gudger, a bill to clarify and expand the grant of tax relief for the residential property of elderly persons with limited incomes. Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 31, a bill to provide for voluntary annexation by the City of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries

of the city of Wilmington. Referred to Committee on Local Government Regional Affairs.

H. B. 40, a bill to authorize the City of Greensboro, the City of High Point or Guilford County by ordinances to regulate soil erosion. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 116, a joint resolution honoring the life and memory of Archie Burrus, former member of the North Carolina General Assembly. Upon motion of Senator Godwin, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 117, a joint resolution honoring the life and memory of William Thomas Culpepper, Jr., former member of the General Assembly. Upon motion of Senator Godwin the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 118, a joint resolution honoring the Sound of Singing Youth. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 119, a joint resolution concerning the life, memory and achievements of Lawrence H. Wallace, a former member of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 120, a joint resolution honoring the life and memory of Itimous Thadeus Valentine, Sr. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 16, Committee Substitute for H. B. 16, a bill to revise and rewrite the charter of the Town of Leggett in Edgecombe County. The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. Senator Rhyne votes "present". The bill remains upon the Calendar.

S. B. 46, a bill to amend the charter of the Town of Swansboro. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 56, a bill to amend General Statutes 14-197 by deleting the reference to Craven County contained therein. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 57, a bill to amend General Statute 7A-273 to delete the magistrate's authority to conduct preliminary hearings in misdemeanor cases, upon third reading. The bill passes its third reading and is ordered sent to the House

of Representatives. Senators Colemand and Somers ask to be recorded as voting "no."

S. B. 74, a bill to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 79, a bill to conform the provisions of General Statutes Chapter 1, Article 37 (Injunctions) to the jurisdictional provisions of the Judicial Department Act of 1965, as amended, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senators Godwin and Harrington, the Senate adjourns in memory of Representatives Archie Burrus and William Thomas Culpepper, Jr., former members of the General Assembly, to meet tomorrow at 2:30 P.M.

FIFTEENTH DAY

SENATE CHAMBER,
Tuesday, January 30, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Royall for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 25, an act to amend General Statute 50-4 with regard to the jurisdiction of the district court in proceedings for annulment.

S. B. 30, an act amending General Statute 50-10 relating to divorce without a jury trial.

H. J. R. 116, a joint resolution honoring the life and memory of Archie Burrus, former member of the North Carolina General Assembly.

H. J. R. 117, a joint resolution honoring the life and memory of William Thomas Culpepper, Jr., former member of the General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 76, a bill to amend General Statute 9-15(a) to clarify the right of counsel to query prospective jurors, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 102, a bill to amend General Statute 45-18 so as to alter the date of validation of certain acts of substituted trustees in a deed of trust from January 1, 1971 to January 1, 1973, with a favorable report, as amended.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 103, a bill to amend General Statute 28-68 to raise from One Thousand Dollars to Two Thousand Dollars the amount of indebtedness to an estate which may be administered by the clerk of superior court, with a favorable report.

S. B. 123, a bill to allow solicitors, assistant solicitors, acting solicitors and solicitorial districts to be designated by terms understandable to the general public, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 149, by Senators Godwin, Staton, Bahakel, Folger, Crawford, Strickland, Allsbrook, Royall, Webster, Britt, Rountree, Alford, McNeill Smith, Knox and Harrington, a bill to amend Article 33 of Chapter 14 of the General Statutes to prohibit a prisoner from manufacturing or possessing a deadly weapon. Referred to Committee on Judiciary No. 1.

S. B. 150, by Senators White, Harrington, Allsbrook, Hardison, Alford and Mills, a bill to repeal the Cigarette Tax Act. Referred to Committee on Finance.

S. B. 151, by Senator Staton, a bill to provide appropriations to the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources for the construction of artificial reefs. Referred to Committee on Conservation and Development.

S. B. 152, by Senator Staton, a bill to provide the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, with partial net proceeds of gasoline taxes. Referred to Committee on Conservation and Development.

S. B. 153, by Senator Alford, a bill to amend the charter of the town of Spring Hope in the county of Nash relating to the election of local officials. Referred to Committee on Local Government and Regional Affairs.

S. B. 154, by Senators Rhyne, Allsbrook, Somers, Poovey, Williamson, Gudger, Sharp, Stallings, Hardison, Garrison, Moore and Bahakel, a bill to repeal Schedule B of The Revenue Act. Referred to Committee on Finance.

S. B. 155, by Senators Taylor, Robert J. Barker, Blanchard, Hughes, Wilkie, Kincaid, Horton, Poovey, Mullins, Murrow, and Rountree, a bill to establish ethical standards in State Government, to prescribe penalties for violations and

to create a Board of Ethics. Referred to Committee on Rules and Operation of the Senate.

S. B. 156, by Senator Coleman, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client. Referred to Committee on Judiciary No. 2.

S. B. 157, by Senator Gudger, a bill to amend General Statute 14-17 to eliminate jury discretion upon conviction of first degree murder and change the punishment for second degree murder. Referred to Committee on Judiciary No. 1.

S. B. 158, by Senator Gudger, a bill to amend General Statute 14-21 to change the punishment for rape to imprisonment from three years to life. Referred to Committee on Judiciary No. 1.

S. B. 159, by Senators Allen, Garrison, Bob L. Barker, Williamson, Mauney, Lynwood Smith, Hardison, Raynor, Moore, Harrington, Scott, Royall, Horton, Kincaid, McNeill Smith, Taylor and Alford, a bill repealing Chapter 20-279.34 of the Insurance Laws of North Carolina relating to the North Carolina Automobile Insurance Plan. Referred to Committee on Insurance.

S. B. 160, by Senators McNeill Smith, Stallings, Garrison, Rauch, Bahakel, Kirby, Godwin, Strickland, Royall, Lynwood Smith, Mills, Webster, Britt, Mullins, Coleman, Deane, Folger, Allen, Staton, Rhyne and Mauney, a bill to amend Chapter 8 of the General Statutes by adding a new section to be designated Section 8-53.5 concerning communications between news reporters and their informants. Referred to Committee on Judiciary No. 2.

S. B. 161, by Senator Gudger, a bill to amend General Statute 148-58 so as to restrict parole consideration on the minimum term of an indeterminate sentence. Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 16, Committee Substitute for H. B. 16, a bill to revise and rewrite the charter of the town of Leggett in Edgecombe County, upon third reading.
The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 3:05 P.M. and sent to the office of the Secretary of State:

S. B. 65, an act providing that the Roanoke Rapids Graded School District share in the Halifax County Local Government Sales and Use Tax proceeds.

The President expresses appreciation to Miss Martha Cobb of Pinetops, North Carolina for her services in the Senate this month. Miss Cobb, a student at Queen's College, has served during her January Interim as an assistant to the Senate Journal Clerk.

Upon motion of Senator Mullins, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTEENTH DAY

SENATE CHAMBER,
Wednesday, January 31, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Moore and Knox for today, and to Senator Knox for Thursday and Friday, February 1 and 2.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:38 P.M. and sent to the office of the Secretary of State:

H. B. 16, an act to revise and rewrite the charter of the town of Leggett in Edgecombe County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Staton, for the Committee on Conservation and Development:

S. B. 23, a bill to amend Chapter 1203, 1971 Session Laws of North Carolina, by deleting the date upon which the State Environmental Policy Act terminates, with a favorable report.

S. B. 55, a bill to appropriate funds to acquire Masonboro Beach in New Hanover County for an undeveloped State Park, without prejudice. Upon motion of Senator Staton, the bill is recommitted to Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 162, by Senator Kirby, a bill to authorize the eastern North Carolina Sanatorium for the treatment of tuberculosis to convey certain surplus property to the Wilson County Technical Institute. Referred to Committee on State Government.

S. B. 163, by Senator Kirby, a bill to amend the charter of the city of Wilson. Referred to Committee on Local Government and Regional Affairs.

S. B. 164, by Senator Kirby, a bill to authorize the North Carolina Department of Administration on behalf of the State of North Carolina to convey certain lease property to Wilson County Technical Institute. Referred to Committee on State Government.

S. B. 165, by Senator Kirby, a bill to amend Chapter 583 of the Public Local Laws of North Carolina, Session 1923. Referred to Committee on Local Government and Regional Affairs.

S. B. 166, by Senator Hughes, a bill to provide that the county accountant of Avery County shall be elected, and to provide for filling vacancies in county offices. Referred to Committee on Local Government and Regional Affairs.

S. B. 167, by Senator Gudger, a bill to amend General Statute 7A-41 to permit rotation in two circuits within the Fourth Judicial Division. Referred to Committee on Courts and Judicial Districts.

S. B. 168, by Senators Gudger and Strickland, a bill to increase the penalties for certain violations of the Controlled Substances Act. Referred to Committee on Judiciary No. 1.

S. B. 169, by Senator Gudger, a bill to repeal the General Statute provisions regarding peace warrants. Referred to Committee on Judiciary No. 1.

S. B. 170, by Senators Gudger, Crawford, Rhyne, McNeill Smith, Garrison, Bob L. Barker, Webster, Strickland, Alford, Lynwood Smith, Allen, and Scott, a bill to amend Chapter 20 of the General Statutes to redefine driving under the influence. Referred to Committee on Highway Safety.

S. B. 171, by Senators, Mullins, Rountree, and Taylor, a bill to amend the North Carolina Controlled Substances Act to provide for mandatory and increased penalties for distribution of controlled substances and to grant immunity from prosecution for minors who disclose the name or names of the persons from whom said minor obtained possession. Referred to Committee on Judiciary No. 1.

S. B. 172, by Senators Kincaid and Sharpe, a bill to maintain the same automobile liability insurance rate when insurance is changed from one vehicle to another after an increase in rates. Referred to Committee on Insurance.

S. B. 173, by Senator Williamson, a bill to incorporate the town of Calabash in Brunswick County, North Carolina. Referred to Committee on Local Government and Regional Affairs.

S. B. 174, by Senator McNeill Smith, a bill to amend General Statute 20-6 relative to the definition of chauffeur. Referred to Committee on Highway Safety.

S. B. 175, by Senator McNeill Smith, a bill to amend General Statute 20-85 to increase the fees for recording a supplementary lien and for removing a lien from a certificate of title. Referred to Committee on Judiciary No. 2.

S. B. 176, by Senator Folger, a bill to amend Chapter 302 of the Session Laws of 1967 as amended by Chapter 12 of the Session Laws of 1969, by accelerating the eligibility of firemen for benefits payable under the Supplementary Pension Fund for Firemen in the town of Mount Airy. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 76, a bill to amend General Statute 9-15(a) to clarify the right of counsel to query prospective jurors. Upon motion of Senator Godwin, the Committee amendment is adopted. The bill, as amended, passes its second and third readings, and is ordered engrossed and sent to the House of Representatives.

S. B. 102, a bill to amend General Statute 45-18 so as to alter the date of validation of certain acts of substituted trustees in a deed of trust from January 1, 1971 to January 1, 1973. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 103, a bill to amend General Statute 28-68 to raise from one thousand dollars to two thousand dollars the amount of indebtedness to an estate which may be administered by the clerk of superior court. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 123, a bill to allow solicitors, assistant solicitors, acting solicitors, and solicitorial districts to be designated by terms understandable to the general public. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Somers, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTEENTH DAY

SENATE CHAMBER,
Thursday, February 1, 1973.

The Senate meets purusant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be

correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Raynor and Scott for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:33 P.M. and sent to the office of the Secretary of State:

S. B. 100, an act authorizing the Board of County Commissioners of Scotland County to adopt an ordinance under General Statute 153-9(55) regulating the visibility of drive-in theater motion picture screens to operators of motor vehicles upon the public streets and highways.

S. J. R. 132, a joint resolution honoring the life and memory of Lyndon Baines Johnson, 36th President of the United States of America.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. J. R. 71, a joint resolution urging reinstatement of the 1972 Congressional Appropriation for the Rural Environmental Assistance Program for 1973, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 141, a bill to amend General Statute 50-8 so as to validate a divorce proceeding which is instituted by a non-resident of North Carolina in a county other than the county of residence of the resident defendant, with a favorable report, as amended.

S. B. 142, a bill to amend General Statute 50-8 relating to complaints in actions for divorce, with a favorable report.

S. B. 149, a bill to amend Article 33 of Chapter 14 of the General Statutes to prohibit a prisoner from manufacturing or possessing a deadly weapon, with a favorable report. Upon motion of Senator Allsbrook, the bill is placed upon the Calendar for Monday, February 5.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 177, by Senator Mauney (by request), a bill to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates. Referred to Committee on Judiciary No. 1.

S. B. 178, by Senator Strickland, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c). Referred to Committee on Highway Safety.

S. B. 179, by Senator Strickland, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation. Referred to Committee on Highway Safety.

S. J. R. 180, by Senators Poovey, Mullins, Robert J. Barker, Murrow, Hughes and Sharpe, a joint resolution that the Finance Committees advise the Appropriation Committees of available monies within sixty days after the convening of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

S. B. 181, by Senator Hardison, a bill to make the provisions of General Statute 20-17(8) and General Statute 20-30, relative to drivers' licenses, applicable to learners' permits. Referred to Committee on Highway Safety.

S. B. 182, by Senator Britt, a bill to prohibit obstructing the administration of justice by picketing or parading. Referred to Committee on Judiciary No. 2.

S. B. 183, by Senator Britt, a bill to add to the list of aggravated assaults sexual assaults which do not reach the level of assault with intent to commit rape. Referred to Committee on Judiciary No. 2.

S. B. 184, by Senator Britt, a bill relating to the penalty for safe cracking or attempted safe cracking so as to reduce the minimum and maximum penalties therefor. Referred to Committee on Judiciary No. 2.

S. B. 185, by Senator Britt, a bill relating to the form of an execution issued from the office of the Clerk of the Superior Court so as to specifically provide that the execution may be signed by an assistant or deputy clerk. Referred to Committee on Judiciary No. 2.

S. B. 186, by Senator Britt, a bill to amend General Statute 1A-a, Rule 20(a) so as to correct a typographical error therein. Referred to Committee on Judiciary No. 2.

S. B. 187, by Senator Britt, a bill relating to the punishment for a felonious assault with a firearm or other deadly weapon with intent to kill or inflicting serious injury. Referred to Committee on Judiciary No. 2.

S. B. 188, by Senator Britt, a bill to provide credit for time spent in a mental health facility for examination purposes or treatment prior to trial. Referred to Committee on Judiciary No. 2.

S. B. 189, by Senator Britt, a bill relating to when an officer may arrest without a warrant, so as to provide for arrest without warrant for certain violations of the Motor Vehicle Act. Referred to Committee on Judiciary No. 2.

S. B. 190, by Senator Britt, a bill to allow the appointment of a district court judge to the Advisory Council on Alcoholism to the North Carolina Board of Mental Health. Referred to Committee on Judiciary No. 2.

S. B. 191, by Senator Britt, a bill to amend General Statute 7A-16 by adding a new paragraph at the end thereof. Referred to Committee on Courts and Judicial Districts.

S. B. 192, by Senator Britt, a bill to allow misdemeanants to be committed for observation and treatment. Referred to Committee on Judiciary No. 2.

S. B. 193, by Senator Gudger, a bill to amend General Statute 14-72.1. Referred to Committee on Judiciary No. 1.

S. B. 194, by Senator Kirby, a bill to rewrite the laws relating to the apportionment of principal and income. Referred to Committee on Finance.

S. B. 195, by Senators Somers and Rhyne, a bill to permit recovery of punitive damages in civil actions whenever a person is injured by one driving under the influence of intoxicating beverages. Referred to Committee on Highway Safety.

S. B. 196, by Senator Crawford, a bill to amend General Statute 20-16(a) (9) relative to license suspensions for speeding. Referred to Committee on Highway Safety.

S. B. 197, by Senators Taylor and Wilkie, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said county and the holding of an election thereon. Referred to Committee on Local Government and Regional Affairs.

S. B. 198, by Senator Bahakel, a bill to amend General Statute 20-16 relative to the length of probation and license suspension. Referred to Committee on Highway Safety.

S. B. 199, by Senator Rhyne, a bill to amend General Statute 20-185 to make the benefits provided by that Section available to driver license examiners giving road tests. Referred to Committee on Highway Safety.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 172, a joint resolution honoring the life and memory of James B. Vogler, former Legislator and outstanding citizen from Mecklenburg County. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 173, a joint resolution commending the Durham Jaycees for their annual sponsorship of the North Carolina Junior Miss Pageant. Upon motion of Senators Royall and Allen, the rules are suspended, and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 23, a bill to amend Chapter 1203, 1971 Session Laws of North Carolina, by deleting the date upon which the State Environmental Policy Act terminates. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Coleman, the Senate adjourns to meet tomorrow at 10:00 A.M.

EIGHTEENTH DAY

SENATE CHAMBER,
Friday, February 2, 1973.

The Senate meets pursuant to adjournment and is called to order by Lientenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Donald Wilson, Baptist minister and Superintendent of Missions for the Baptist Three Forks Association, Watauga County.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services this week: Albert C. Thompson III, Bladenboro; Jimmy Blake Strickland, Zebulon; Jeff Price, Reidsville; Leigh Ann Lynch, Raleigh; Tommy Joe Payne, Greenville; Donna A. Sharpe, Raleigh; Suzanne Walker, Raleigh; Melanie Susan Shaw, Richlands; Jane Holliday, Raleigh; Delores Everette Alberti, Holly Ridge; Regina E. Stokes, Roper; Martha Anne Sheperd, Elkin; Dennis McLawhorn, Winterville; John Bennett, Winston-Salem; Charles W. McGrew IV, Raleigh; Cindy Fink, Salisbury; and Karen Hinkley, Raleigh.

The President grants leave of absence to Senators Folger, Godwin, Harrington, Murrow, Rountree and Bob L. Barker for today.

H. J. R. 118 and
H. J. R. 119, upon motion of Senator Allen, the rules are suspended and H. J. R. 118, a joint resolution honoring the Sound of Singing Youth, and H. J. R. 119, a joint resolution concerning the life, memory and achievements of Lawrence H. Wallace, a former member of the General Assembly, are ordered taken from the Committee on Rules and Operation of the Senate and placed on today's Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:10 A.M. and sent to the office of the Secretary of State:

S. B. 57, an act to amend General Statute 7A-273 to delete the magistrate's authority to conduct preliminary hearings in misdemeanor cases.

H. J. R. 173, a joint resolution commending the Durham Jaycees for their annual sponsorship of the North Carolina Junior Miss Pageant.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 200, by Senator White, a bill to amend General Statute 20-183.7 to increase the fee for an inspection certificate from twenty-five cents to thirty-five cents. Referred to Committee on Highway Safety.

S. B. 201, by Senator Staton, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories. Referred to Committee on Finance.

S. B. 202, by Senator Poovey, a bill to make it unlawful for a parent or guardian to allow an unlicensed minor to operate a motor vehicle, or to permit a minor, whether licensed or not, to operate an unregistered vehicle. Referred to Committee on Highway Safety.

S. B. 203, by Senator Garrison, a bill to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division. Referred to Committee on Highway Safety.

S. B. 204, by Senator Garrison, a bill to amend General Statute 20-7 relative to learners' permits. Referred to Committee on Highway Safety.

S. B. 205, by Senator Garrison, a bill to amend General Statute 20-14 to require duplicate licenses to be obtained in certain cases. Referred to Committee on Highway Safety.

S. B. 206, by Senator Mills, a bill to place Onslow County under the general law regarding bail bondsmen and runners. Referred to Committee on Local Government and Regional Affairs.

S. B. 207, by Senators Strickland and Godwin, a bill to amend the laws relating to pretrial criminal procedure. Referred to Committee on Judiciary No. 2.

S. B. 208, by Senator Kirby, a bill to amend General Statute 31-33 to allow nonresident parties interested in the caveat of a will to be served by registered mail. Referred to Committee on Judiciary No. 2.

S. B. 209, by Senator Britt, a bill to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari. Referred to Committee on Judiciary No. 2.

S. B. 210, by Senator Britt, a bill relating to the qualifications of jurors so as to provide that a person who had pled guilty to a felony shall not be qualified to serve on a jury. Referred to Committee on Judiciary No. 2.

S. B. 211, by Senators Crawford and Bahakel, a bill to provide credit for all time spent in custody. Referred to Committee on Judiciary No. 2.

S. B. 212, by Senator Poovey, a bill to amend General Statute 20-28(b) to make the same applicable to permanent license suspension. Referred to Committee on Highway Safety.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 13, a bill to amend General Statute 105-4, relating to inheritance tax exemptions, to provide that the exemptions for surviving husbands shall be the same as for surviving wives. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. J. R. 118, a joint resolution honoring the Sound of Singing Youth. Passes its second and third readings and is ordered enrolled.

H. J. R. 119, a joint resolution concerning the life, memory and achievements of Lawrence H. Wallace, a former member of the General Assembly. Passes its second and third readings and is ordered enrolled.

S. J. R. 71, a joint resolution urging reinstatement of the 1972 Congressional Appropriation for the Rural Environmental Assistance Program for 1973. Upon motion of Senator White, the Committee amendment is adopted. The resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 141, a bill to amend General Statute 50-8 so as to validate a divorce proceeding which is instituted by a non-resident of North Carolina in a county other than the county of residence of the resident defendant. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 142, a bill to amend General Statute 50-8 relating to complaints in actions for divorce. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Alford, the Senate adjourns to meet on Monday at 8:00 P.M.

NINETEENTH DAY

SENATE CHAMBER,
Monday, February 5, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Godwin for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:03 P.M. and sent to the office of the Secretary of State:

S. J. R. 133, a joint resolution expressing the gratitude of the General Assembly for the end of the American involvement in the conflict in Vietnam.

H. J. R. 118, a joint resolution honoring the Sound of Singing Youth.

H. J. R. 119, a joint resolution concerning the life, memory and achievements of Lawrence H. Wallace, a former member of the General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 7, a bill to repeal local and special acts relating to expenditure of funds for local development in Buncombe County and the city of Asheville, and to make the General Statutes applicable thereto, with a favorable report.

S. B. 166, a bill to provide that the county accountant of Avery County shall be elected, and to provide for filling vacancies in county offices, with a favorable report.

S. B. 197, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said county and the holding of an election thereon, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 213, by Senator Blanchard, a bill to amend General Statute 20-37.6 to provide for free handicapped driver license plates for disabled veterans. Referred to Committee on Highway Safety.

S. B. 214, by senator White, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents. Referred to Committee on Highway Safety.

S. B. 215, by Senator Gudger, a bill to enhance enforcement of the Controlled Substances Act. Referred to Committee on Judiciary No. 1.

S. B. 216, by Senator Gudger, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113. Referred to Committee on Judiciary No. 1.

S. B. 217, by Senator Gudger, a bill to prohibit falsely representing a substance to be a controlled substance. Referred to Committee on Judiciary No. 1.

S. B. 218, by Senator Gudger, a bill to permit forfeiture of conveyances under additional circumstances. Referred to Committee on Judiciary No. 1.

S. B. 219, by Senator Gudger, a bill to allow the State to appeal adverse judgments based upon double jeopardy or speedy trial. Referred to Committee on Judiciary No. 1.

S. B. 220, by Senator Kirby, a bill to amend General Statute 45-12 regarding the clerk's certification of trustee substitutions. Referred to Committee on Judiciary No. 2.

S. B. 221, by Senator Kirby, a bill to clarify and expand the methods of establishing legal title to real estate. Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 92, a bill relating to the games of "bingo" and "skilo" in Forsyth County. Referred to Committee on Judiciary No. 2.

H. B. 156, a bill to require the identification of all drugs by label. Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 149, a bill to amend Article 33 of Chapter 14 of the General Statutes to prohibit a prisoner from manufacturing or possessing a deadly weapon. Upon motion of Senator Royall, consideration of the bill is postponed until tomorrow, February 6, 1973.

Upon motion of Senator Knox, the Senate adjourns to meet tomorrow at 2:30 P.M.

TWENTIETH DAY

SENATE CHAMBER,
Tuesday, February 6, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Ray B. Pollard, Pastor of Trinity Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 43, a bill to amend General Statute 9-26 to delete the requirement that grand juries inspect jails, with a favorable report, as amended.

S. B. 73, a bill to amend General Statute 9-2 to reduce the number of names required for the master jury list, with a favorable report.

S. B. 75, a bill to amend General Statute 7A-500 to authorize Courts Commission members to hold over until their successors are appointed, with a favorable report.

S. B. 128, a bill to amend General Statute 7A-4.20 to allow judges of the superior court and district court who had been elected prior to January 1, 1973, and who attained the age of 70 after January 1, 1973, to serve out their terms, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 183, a bill to add to the list of aggravated assaults sexual assaults which do not reach the level of assault with intent to commit rape, with a favorable report, as amended.

S. B. 184, a bill relating to the penalty for safecracking or attempted safecracking so as to reduce the minimum and maximum penalties therefor, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 177, a bill to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates, with a favorable report.

S. B. 193, a bill to amend General Statute 14-72.1, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 222, by Senator Kirby, a bill to revise the General Statutes relating to the administration of decedents' estates. Referred to Committee on Judiciary No. 2.

S. B. 223, by Senators Blanchard and Robert J. Barker, a bill to provide scholarships for North Carolina Vietnam prisoners of war. Referred to Committee on Higher Education.

S. B. 224, by Senators Blanchard and Robert J. Barker, a bill to provide scholarships for children of North Carolina Vietnam prisoners of war. Referred to Committee on Higher Education.

S. B. 225, by Senator Deane, a bill to amend General Statute 50-10 to allow divorce actions to be tried by a judge or jury. Referred to Committee on Judiciary No. 2.

S. B. 226, by Senators Strickland, Britt, Sharpe, Gudger, Kirby, and Lynwood Smith, a bill to provide for no fault automobile insurance. Referred to Committee on Insurance.

S. B. 227, by Senators Godwin and Hardison, a bill to provide equity between State and National banks as to reserve requirements in North Carolina. Referred to Committee on Banking.

S. B. 228, by Senators Murrow, Burton, Bagnal, and Crawford, a bill to amend General Statute 20-87(9) to eliminate license fees and license plates for mobile homes. Referred to Committee on Highway Safety.

S. B. 229, by Senator Crawford, a bill requiring that municipalities be incorporated for two years prior to becoming eligible to share in Powell Bill funds. Referred to Committee on Local Government and Regional Affairs.

S. B. 230, by Senator Britt, a bill to amend the Controlled Substances Act to increase the punishment for distribution. Referred to Committee on Judiciary No. 1.

S. B. 231, by Senator Britt, a bill to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health. Referred to Committee on Mental Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 68, a bill to provide for the election of the North Wilkesboro School Board. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 157, a joint resolution honoring the life and memory of Hubert E. May. Referred to Committee on Rules and Operation of the Senate.

H. B. 161, a bill to amend General Statute 14-401.5 to make the practice of phrenology, palmistry, fortune-telling or clairvoyance prohibited in New Hanover County. Referred to Committee on Judiciary No. 1.

H. B. 179, a bill to amend General Statute 84-24 pertaining to the Board of Law Examiners. Referred to Committee on Judiciary No. 1.

H. J. R. 270, a joint resolution honoring the Cary High School Marching Band. Upon motion of Senator Bob L. Barker, the rules are suspended and the resolution is taken up for immediate consideration. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 197, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said county and the holding of an election thereon, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley,

Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. Those voting in the negative are: Senator Rhyne — 1. The bill remains upon the Calendar.

S. B. 166, a bill to provide that the county accountant of Avery County shall be appointed, and to provide for filling vacancies in county offices. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 7, a bill to repeal local and special acts relating to expenditure of funds for local development in Buncombe County and the city of Asheville, and to make the General Statutes applicable thereto. Passes its second and third readings and is ordered enrolled.

S. B. 149, a bill to amend Article 33 of Chapter 14 of the General Statutes to prohibit a prisoner from manufacturing or possessing a deadly weapon. The bill passes its second reading. Upon objection of Senator Moore to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Moore, the Senate adjourns to meet tomorrow at 2:30 P.M.

TWENTY-FIRST DAY

SENATE CHAMBER,
Wednesday, February 7, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:33 P.M. and sent to the office of the Secretary of State:

H. B. 7, an act to repeal local and special acts relating to expenditure of funds for local development in Buncombe County and the city of Asheville, and to make the General Statutes applicable thereto.

H. J. R. 270, a joint resolution honoring the Cary High School Marching Band.

S. B. 194

Upon motion of Senator Kirby S. B. 194, a bill to be entitled an act to rewrite the laws relating to the apportionment of principal and income, is taken from

the Committee on Finance and recommitted to the Committee on Judiciary No. 2.

The President grants leave of absence to Senator Raynor for tomorrow, February 8, 1973.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 232, by Senator Hughes, a bill to provide for a budget officer in Avery County, to provide a secretary for the tax collector and to require deputy sheriffs to be approved by the Board of County Commissioners. Referred to Committee on Local Government and Regional Affairs.

S. B. 233, by Senator Hughes, a bill to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years. Referred to Committee on Local Government and Regional Affairs.

S. B. 234, by Senators Rauch and Kirby, a bill to amend General Statute 20-26(a) concerning the recording of out-of-state speeding convictions. Referred to Committee on Highway Safety.

S. B. 235, by Senators Rauch and Kirby, a bill to amend General Statute 20-24(b) to correct a typographical error. Referred to Committee on Highway Safety.

S. B. 236, by Senators Rauch and Kirby, a bill to amend General Statute 20-57(b) to eliminate certain surplus wording. Referred to Committee on Highway Safety.

S. B. 237, by Senator Crawford, a bill to reduce the required waiting period prior to performance of a voluntary sterilization operation. Referred to Committee on Judiciary No. 2.

S. B. 238, by Senator Kincaid, a bill to amend General Statute 162-5 to provide that in those counties where there is no coroner, the duties of the sheriff shall be performed by a deputy sheriff when a vacancy occurs in the sheriff's office. Referred to Committee on Judiciary No. 2.

S. B. 239, by Senator McNeill Smith, a bill to make additional appropriations to the State Parks Division of the Department of Natural and Economic Resources. Referred to Committee on Conservation and Development.

S. B. 240, by Senators McNeill Smith and Rauch, a bill to rewrite divisions II and III of the Income Tax Article to provide for the use of the Federal Income as a base for the determination of State income tax for individuals, estates and trusts. Referred to Committee on Finance.

S. B. 241, by Senators Mills, Knox, Williamson, Staton, Blanchard, Hughes, Stallings, Britt, Saunders, Rauch, Hardison, Harrington, Bob L. Barker, Allsbrook, White, Strickland, Garrison, Lynwood Smith, Bagnal, Gudger, Raynor, Godwin, Murrow, Coleman, Webster, Robert J. Barker, Allen, Sharpe, Alford and Moore, a bill to appropriate funds to provide State grants to aid

construction of capital improvements at institutions of the Community College System. Referred to Committee on Appropriations.

S. B. 242, by Senator Britt, a bill to extend the corporate limits of the city of Lumberton. Referred to Committee on Local Government and Regional Affairs.

S. B. 243, by Senators Staton, Bob L. Barker, Stallings, Allen, Deane, Bahakel, McNeill Smith, Lynwood Smith, Webster, Taylor, Saunders, Kincaid, Strickland, Gudger, Horton and Coleman, a bill to provide for the monitoring of the discharge of industrial and other waste. Referred to Committee on Conservation and Development.

S. B. 244, by Senators Staton, Bob L. Barker, Stallings, Allen, Deane, Bahakel, McNeill Smith, Lynwood Smith, Kincaid, Webster, Saunders, Taylor, Strickland, Gudger, Horton and Coleman, a bill to establish a program for the control of pollution from sedimentation. Referred to Committee on Conservation and Development.

S. B. 245, by Senators Staton, Bob L. Barker, Stallings, Allen, Strickland, Bahakel, McNeill Smith, Lynwood Smith, Kincaid, Webster, Saunders, Taylor, Deane, Gudger, Horton and Coleman, a bill to provide for the protection and conservation of the natural resources of the state of North Carolina through regulation and control of sources of oil pollution. Referred to Committee on Conservation and Development.

S. B. 246, by Senators Staton, Bob L. Barker, McNeill Smith, Allen, Taylor, Lynwood Smith, Saunders, Webster, Strickland, Gudger, Horton and Coleman, a bill to authorize public agencies providing water services to recover damages from persons polluting the water supply. Referred to Committee on Conservation and Development.

S. B. 247, by Senators Staton, Bob L. Barker, Allen, Stallings, Deane, Bahakel, McNeill Smith, Lynwood Smith, Kincaid, Taylor, Saunders, Webster, Strickland, Gudger, Horton and Coleman, a bill to amend Article 21, Chapter 143, North Carolina General Statutes by adding definitions and providing for the establishment of effluent standards and limitations. Referred to Committee on Conservation and Development.

S. B. 248, by Senators Staton, Bob L. Barker, Taylor, Bahakel, Deane, Allen, McNeill Smith, Lynwood Smith, Strickland, Webster, Saunders, Kincaid, Gudger, Horton and Coleman, a bill to protect the public health by regulating the installation of ground absorption sewage disposal systems. Referred to Committee on Conservation and Development.

S. B. 249, by Senators Staton, Bob L. Barker, Taylor, Allen, McNeill Smith, Lynwood Smith, Saunders, Strickland, Webster, Gudger, Horton and Coleman, a bill to appropriate funds for publication and dissemination of changes in State Law regulating installation of septic tanks. Referred to Committee on Conservation and Development.

S. B. 250, by Senators Staton, Bob L. Barker, Allen, Strickland, Gudger, Stallings, Deane, Bahakel, Lynwood Smith, Taylor, McNeill Smith, Webster, Saunders, Horton and Coleman, a bill to control pollution from animal and poultry production units. Referred to Committee on Conservation and Development.

S. B. 251, by Senators Stallings and Garrison, a bill to amend the State Personnel Act to protect professional State employees. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 216, a joint resolution commending the coaches and players of Richmond County American Legion baseball team of Hamlet Post No. 49. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 197, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said county and the holding of an election thereon, upon third reading. Upon motion of Senator Wilkie, consideration of the bill is postponed until Monday, February 12, 1973.

S. B. 177, a bill to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates, upon second reading. The bill passes its second reading by roll call vote, ayes 50, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 50. The bill remains upon the Calendar.

S. B. 149, a bill to amend Article 33 of Chapter 14 of the General Statutes to prohibit a prisoner from manufacturing or possessing a deadly weapon, upon third reading. Senators Allsbrook, Moore and Godwin offer an amendment, which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 43, a bill to amend General Statute 9-26 to delete the requirement that grand juries inspect jails. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 73, a bill to amend General Statute 9-2 to reduce the number of names required for the master jury list. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 75, a bill to amend General Statute 7A-500 to authorize courts commission members to hold over until their successors are appointed. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 128, a bill to amend General Statute 7A-4.20 to allow judges of the Superior Court and District Court who had been elected prior to January 1, 1973, and who attained the age of 70 after January 1, 1973, to serve out their terms. Upon motion of Senator Horton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 183, a bill to add to the list of aggravated assaults sexual assaults which do not reach the level of assault with intent to commit rape. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 184, a bill relating to the penalty for safecracking or attempted safecracking so as to reduce the minimum and maximum penalties therefor. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 193, a bill to amend General Statute 14-72.1. Senator Deane offers an amendment which is adopted. Senator Knox offers an amendment. Upon motion of Senator Allsbrook, consideration of the bill and the amendment is postponed until Thursday, February 8, 1973.

Upon motion of Senator Bahakel, the Senate adjourns to meet tomorrow at 2:30 P.M.

TWENTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 8, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Staton for today, to Senator Harrington for tomorrow, February 9, 1973, and to Senators Moore and Stallings for Monday, February 12, 1973.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Gudger, for the Committee on Correctional Institutions and Law Enforcement:

S. R. 7, a resolution recognizing the vital need for enactment of legislation regarding higher pay and higher retirement and other benefits for law enforcement officers, with a favorable report for adoption.

S. B. 28, a bill appropriating funds to the Criminal Justice Training and Standards Council for implementation and administration of the Law Enforcement Officers Minimum Salary Act, with a favorable report. Upon motion of Senator Gudger, the bill is re-referred to the Committee on Appropriations.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions, with an unfavorable report as to bill, favorable as to committee substitute bill. Upon motion of Senator Britt, the substitute bill is placed on today's Calendar.

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client, with a favorable report.

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

S. B. 101, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 211, a bill to provide credit for all time spent in custody, with a favorable report, as amended.

H. B. 92, a bill relating to the games of "bingo" and "skilo" in Forsyth County, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 219, a bill to allow the State to appeal adverse judgments based upon double jeopardy or speedy trial, with a favorable report, as amended.

H. B. 161, a bill to amend General Statute 14-401.5 to make the practice of phrenology, palmistry, fortune-telling or clairvoyance prohibited in New Hanover County, with a favorable report.

H. B. 179, a bill to amend General Statute 84-24 pertaining to the Board of Law Examiners, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 252, by Senators Kincaid and Hughes, a bill to amend General Statute 20-9 to require the surrender of out-of-state driver licenses as a prerequisite to receiving a North Carolina license. Referred to Committee on Highway Safety.

S. J. R. 253, by Senator Mauney, a joint resolution expressing the appreciation of the General Assembly to our military veterans. Upon motion of Senator Mauney, the rules are suspended and the resolution is taken up for immediate

consideration. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 254, by Senators Rhyne, Rauch, Mauney, Somers, and Sharpe, a bill to provide a two thousand dollar ($2,000) income tax exemption for a parent or guardian of a severely retarded child. Referred to Committee on Finance.

S. B. 255, by Senator White, a bill regulating the sale of livestock at public livestock markets. Referred to Committee on Agriculture.

S. B. 256, by Senators Hardison, Mauney, Mills, Garrison, Folger, Raynor, Royall, Lynwood Smith, Allen, Scott, Bob L. Barker, Henley, Stallings, Rountree, and White, a bill to provide that a motorist stopped by an officer dismount at the request of the officer. Referred to Committee on Highway Safety.

S. B. 257, by Senators Horton and Bagnal, a bill relating to the composition of the Winston-Salem/Forsyth County Joint Planning Board. Referred to Committee on Local Government and Regional Affairs.

S. R. 258, by Senators Blanchard, Robert J. Barker, Poovey, Bagnal, Allen, Taylor, Henley, Wilkie, Murrow, Hughes, Mills, Crawford, Butner, Royall, Mullins, Deane, Kirby, Horton, and Sharpe, a Senate resolution putting the 1973 Senate on record as endorsing the concept of support for North Carolina students attending private colleges and universities. Referred to Committee on Higher Education.

S. B. 259, by Senator Gudger, a bill to provide for life imprisonment in the event the death penalty is held to be unconstitutional. Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 193, a bill to amend General Statute 14-72.1. Upon motion of Senator Gudger, the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 177, a bill to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Wilkie — 45.
The bill is ordered sent to the House of Representatives.

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions. Upon motion of Senator Britt, the committee substitute is adopted and remains upon the Calendar.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 10:30 A.M.

TWENTY-THIRD DAY

SENATE CHAMBER,
Friday, February 9, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services this week: William Stinson Woods, Yanceyville; Paula Gay Spivey, Raleigh; Clarence Ratcliff, Raleigh; Thomas W. Burleson, Henderson; Jewell Cherryvene Egerton, Raleigh; Mark Franklin Morris, Greensboro; Lara Ramona Stephens, Whiteville; Eleanor Williams, Cary; Patricia Walker Dalton, Madison; Anita Brown, Middlesex; Clarence Anthony Dillard, Raleigh; Tracy Sanders, Chapel Hill; J. Michael Moore, Kinston; Pattie Marie King, Rockingham; Caroline Cobey Goodwin, Winston-Salem; Stephanie DeVault Fleming, Haw River; Charles Branson Vickory, III, Mount Olive; Paul T. Baynard, Jr., Forest City; Jimmy Phillips, Lexington.

The President grants leave of absence to Senators Bahakel, Rhyne, Kirby, Staton, Mills and Harrington for today, and to Senator Kirby for Monday, February 12, 1973.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:40 A.M. and sent to the office of the Secretary of State:

S. B. 46, an act to amend the charter of the town of Swansboro.

S. B. 75, an act to amend General Statute 7A-500 to authorize courts commission members to hold over until their successors are appointed.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 260, by Senators Bagnal and Horton, a bill to authorize the use of automatic tabulating equipment for counting ballots in elections in this State; establishing a system of voting whereby votes may be tabulated by electronic or automatic tabulating devices; and for other purposes. Referred to Committee on Election Laws.

S. B. 261, by Senators Godwin, Garrison, Rountree, Royall, Knox, Strickland and Mills, a bill to amend the Motor Vehicle Dealers and Manufacturers Licensing Law with regard to regulation of business practices between dealers and manufacturers. Referred to Committee on Judiciary No. 1.

S. B. 262, by Senator Gudger, a bill to rewrite the laws relating to perjury and false swearing. Referred to Committee on Judiciary No. 1.

S. B. 263, by Senators Stallings, Mills and Webster; a bill to consolidate, revise and amend the General Statutes relating to counties. Referred to Committee on Local Government and Regional Affairs.

S. B. 264, by Senators Stallings, Mills and Webster, a bill to correct omissions, technical errors and internal inconsistencies in Chapter 160A of the General Statutes. Referred to Committee on Local Government and Regional Affairs.

S. B. 265, by Senators Stallings, Mills and Webster, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities and other units of Local Government. Referred to Committee on Local Government and Regional Affairs.

S. B. 266, by Senators Stallings, Mills and Webster, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county. Referred to Committee on Local Government and Regional Affairs.

S. B. 267, by Senators Stallings, Mills and Webster, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973. Referred to Committee on Local Government and Regional Affairs.

S. B. 268, by Senators Stallings, Mills and Webster, a bill authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services. Referred to Committee on Local Government and Regional Affairs.

S. B. 269, by Senators Stallings, Mills and Webster, a bill to require the recordation of the order of approval of sanitary landfill sites, in order to protect subsequent purchasers of site. Referred to Committee on Local Government and Regional Affairs.

S. B. 270, by Senators Stallings, Mills and Webster, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statutes Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing Chapters of the General Statutes. Referred to Committee on Local Government and Regional Affairs.

S. B. 271, by Senators Stallings, Mills and Webster, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Referred to Committee on Local Government and Regional Affairs.

S. B. 272, by Senators Stallings, Mills and Webster, a bill to amend General Statute 115-126 concerning disposition of school property. Referred to Committee on Local Government and Regional Affairs.

S. B. 273, by Senators Stallings, Mills and Webster, a bill to repeal Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision control ordinances enacted prior to January 1, 1972. Referred to Committee on Local Government and Regional Affairs.

S. B. 274, by Senators Stallings, Mills and Webster, a bill amending the Local Government Sales and Use Tax Act so as to authorize the use of the proceeds thereof for any public purpose. Referred to Committee on Local Government and Regional Affairs.

S. B. 275, by Senators Stallings, Mills and Webster, a bill creating the Commission on County and Municipal Government. Referred to Committee on Local Government and Regional Affairs.

S. B. 276, by Senators Stallings, Mills and Webster, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services. Referred to Committee on Local Government and Regional Affairs.

S. B. 277, by Senators Knox, Rountree, McNeill Smith, Allen, Saunders and Lynwood Smith, a bill to amend General Statute 116-143.1 pertaining to eligibility for resident tuition fees in State-supported institutions of higher education. Referred to Committee on Higher Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 282, a joint resolution honoring the life and memory of Clarence Osborne Ridings, former member of the General Assembly and distinguished citizen of North Carolina. Upon motion of Senator Rauch, the rules are suspended, and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

H. J. R. 281, a joint resolution designating February 9, 1973 as Jaycee Day in the General Assembly. Upon motion of Senator Britt, seconded by Senator Alford, the rules are suspended and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

H. J. R. 215, a joint resolution honoring the life and memory of James Eugene Snyder, former member of the North Carolina General Assembly. Upon motion of Senator Horton, the rules are suspended and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

H. B. 224, a bill to amend Chapter 504, Session Laws of 1961, the charter of the town of Dallas, as it relates to public contracts. Referred to Committee on Local Government and Regional Affairs.

H. B. 205, a bill to make the provisions of General Statute 20-17(8) and General Statute 20-30, relative to drivers' licenses, applicable to learners' permits. Referred to Committee on Highway Safety.

H. B. 206, a bill to amend General Statute 20-24(b) to correct a typographical error. Referred to Committee on Highway Safety.

H. B. 188, a bill to make the General Statutes applicable to the Tax Collector of Greene County. Referred to Committee on Local Government and Regional Affairs.

H. B. 203, a bill to amend General Statute 20-16(a) (9) relative to license suspensions for speeding. Referred to Committee on Highway Safety.

H. B. 213, a bill to amend Chapter 184, Public-Local Laws of 1941, to provide that the Board of School Commissioners of the Albemarle Special School Tax District shall be elected at the same time as the governing body of the town of Albemarle. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 7, a resolution recognizing the vital need for enactment of legislation regarding higher pay and higher retirement and other benefits for law enforcement officers. Upon motion of Senator Garrison, the Senate Resolution is adopted. (The text of this resolution appears in the Appendix.)

H. B. 92, a bill relating to the games of "bingo" and "skilo" in Forsyth County. Passes its second and third readings and is ordered enrolled.

H. B. 161, a bill to amend General Statute 14-401.5 to make the practice of phrenology, palmistry, fortune-telling or clairvoyance prohibited in New Hanover County. Passes its second and third readings and is ordered enrolled.

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions. Upon motion of Senator Britt, consideration of the Committee Substitute bill is postponed until Tuesday, February 13, 1973.

S. B. 101, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics. Upon motion of Senator Williamson, the Committee amendments are adopted. Upon motion of Senator Williamson, the bill, as amended, is re-referred to the Committee on Appropriations.

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client. The bill passes its second reading. Upon objection of Senator Knox to its third reading, the bill remains upon the Calendar.

S. B. 211, a bill to provide credit for all time spent in custody. Upon motion of Senator Britt, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 219, a bill to allow the State to appeal adverse judgments based upon double jeopardy or speedy trial. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Coleman to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 179, a bill to amend General Statute 84-24 pertaining to the Board of Law Examiners. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Wilkie, the Senate adjourns in honor of Captain Thomas McNish and Sergeant Nathan Henry of Franklin County, held prisoners of war in Vietnam, to meet on Monday at 8:00 P.M.

TWENTY-FOURTH DAY

SENATE CHAMBER,
Monday, February 12, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Coleman, Rountree, Bahakel, Folger, Godwin, and Murrow for tonight and to Senators Murrow and Lynwood Smith for tomorrow, February 13, 1973.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 74, an act to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases.

H. B. 92, an act relating to the games of "bingo" and "skilo" in Forsyth County.

H. B. 161, an act to amend General Statute 14-401.5 to make the practice of phrenology, palmistry, fortune-telling or clairvoyance prohibited in New Hanover County.

H. B. 179, an act to amend General Statute 84-24 pertaining to the Board of Law Examiners.

H. J. R. 281, a joint resolution designating February 9, 1973, as Jaycee Day in the General Assembly.

H. J. R. 282, a joint resolution honoring the life and memory of Clarence Osborne Ridings, former member of the General Assembly and distinguished citizen of North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 278, by Senators Taylor and Allen, a joint resolution opposing a bill now pending in Congress to repeal the tax exempt privilege on State and Local Government Bonds. Referred to Committee on Finance.

S. B. 279, by Senator Blanchard, a bill to amend Chapter 278 of the Session Laws of 1971, affecting the Town of Clinton. Referred to Committee on Local Government and Regional Affairs.

S. B. 280, by Senator Blanchard, a bill to amend General Statute 105-141(b) of the General Statutes to exempt retired armed forces personnel from taxation on certain retirement benefits received. Referred to Committee on Finance.

S. B. 281, by Senator Moore (sent forward by Senator Knox in the absence of Senator Moore), a bill to provide for the filling of vacancies in the General Assembly in multi-county districts. Referred to Committee on Election Laws.

S. B. 282, by Senator Kirby, a bill to amend Chapter 55A of the General Statutes relating to non-profit corporations. Referred to Committee on Judiciary No. 2.

S. B. 283, by Senator Kirby, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations. Referred to Committee on Judiciary No. 2.

S. B. 284, by Senators McNeill Smith, R. J. Barker, Hughes, Moore, Crawford, Gudger, Raynor, Hardison, Knox, Blanchard, Mullins, Britt, Saunders, Henley, Scott, Taylor, Strickland, Garrison, Mauney, Alford, Bob L. Barker, Harrington, Webster, Bahakel, Lynwood Smith, Murrow, Coleman, Allen, Kirby, Stallings, Deane, Rauch, Poovey, and Staton, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters. Referred to Committee on Constitution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 183, a bill to amend the definition of private passenger automobile in General Statute 20-135.4(a). Referred to Committee on Highway Safety.

H. B. 195, a bill to amend General Statute 103-4 to provide that November 11 shall be designated the official public holiday as the celebration of Veterans Day. Referred to Committee on Veterans and Military Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 197, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said county and the holding of an election thereon, upon third reading. Senator Taylor offers an amendment, held not to be material, which is adopted.
The bill, as amended, passes its third reading by roll call vote, ayes 41, noes 0,

as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 41. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client. Upon motion of Senator Allen, Consideration of the bill is postponed until Tuesday, February 13.

S. B. 219, a bill to allow the State to appeal adverse judgments based upon double jeopardy or speedy trial, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Allen, the Senate adjourns in honor of the American Prisoners of War, to meet tomorrow at 2:30 P.M.

TWENTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, February 13, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Albert E. Dimmock, Pastor of West Raleigh Presbyterian Church.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Folger and Rountree for today.

S. B. 69, upon motion of Senator Stallings, S. B. 69, a bill requiring the taxation of real and personal property at one hundred percent (100%) of its appraised value, is ordered taken from the Committee on Local Government and Regional Affairs and re-referred to the Committee on Finance.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. J. R. 215, a joint resolution honoring the life and memory of James Eugene Snyder, former member of the North Carolina General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Strickland, for the Committee on Higher Education:

S. R. 258, a resolution putting the 1973 Senate on record as endorsing the concept of support for North Carolina students attending private colleges and universities, with a favorable report, for adoption.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 64, a bill to amend General Statute 14-32, General Statute 14-33 and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 185, a bill relating to the form of an execution issued from the office of the Clerk of the Superior Court so as to specifically provide that the execution may be signed by an assistant or deputy clerk, with a favorable report.

S. B. 186, a bill to amend General Statute 1A-a, Rule 20(a) so as to correct a typographical error therein, with a favorable report.

S. B. 187, a bill relating to the punishment for a felonious assault with a firearm or other deadly weapon with intent to kill or inflicting serious injury, with a favorable report.

S. B. 190, a bill to allow the appointment of a District Court Judge to the Advisory Council on Alcoholism to the North Carolina Board of Mental Health, with a favorable report.

S. B. 192, a bill to allow misdemeanants to be committed for observation and treatment, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 40, a bill to authorize the city of Greensboro, the city of High Point, or Guilford County by ordinances to regulate soil erosion, with a favorable report.

H. B. 68, a bill to provide for the election of the North Wilkesboro School Board, with a favorable report.

S. B. 138, a bill to abolish the office of coroner in Surry County upon the expiration of the term of the present coroner, with a favorable report.

S. B. 139, a bill to exclude Surry County in the provisions of General Statute 67-13 relating to proceeds of license tax on dogs, with a favorable report.

S. B. 206, a bill to place Onslow County under the general law regarding bail bondsmen and runners, with a favorable report.

H. B. 31, a bill to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington, with a favorable report.

S. B. 173, a bill to incorporate the town of Calabash in Brunswick County, North Carolina, with a favorable report.

S. B. 176, a bill to amend Chapter 302 of the Session Laws of 1967 as amended by Chapter 12 of the Session Laws of 1969, by accelerating the eligibility of firemen for benefits payable under the supplementary pension fund for firemen in the town of Mount Airy, with a favorable report, as amended.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. J. R. 120, a joint resolution honoring the life and memory of Itimous Thadeus Valentine, Sr., with a favorable report.

H. J. R. 157, a joint resolution honoring the life and memory of Hubert E. May, with a favorable report.

H. J. R. 172, a joint resolution honoring the life and memory of James B. Vogler, former legislator and outstanding citizen from Mecklenburg County, with a favorable report.

H. J. R. 216, a joint resolution commending the coaches and players of Richmond County American Legion Baseball Team of Hamlet Post No. 49, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 285, by Senators Horton, Bagnal and Somers, a bill to provide that racial origin shall not be considered in determining enrollment in public school. Referred to Committee on Education.

S. R. 286, by Senators Somers, Mauney, Rhyne, Allsbrook, Sharpe, Knox, Bob L. Barker, Robert J. Barker, Wilkie, Hughes, Taylor, Godwin, Bahakel, Mullins, Gudger, Crawford, Kirby, Horton, Poovey, White and Strickland, a resolution directing a study be conducted concerning the problems of student unrest and discipline in the public schools. Referred to Committee on Education.

S. B. 287, by Senators Moore, Mauney, Garrison, Godwin, Gudger, Harrington, Mullins, Rauch, Hardison, Saunders, Bahakel, Royall and Webster, a bill to amend the Individual Income Tax Act, the Corporation Income Tax and the Income Tax Act for estates, trusts and beneficiaries to provide for a tax credit for the amount of intangibles tax paid. Referred to Committee on Finance.

S. B. 288, by Senators Gudger and Crawford, a bill appropriating funds to the Department of Natural and Economic Resources for the purchase of lands in Jackson County to establish a new State park. Referred to Committee on Conservation and Development.

S. B. 289, by Senators Gudger and Crawford, a bill to appropriate funds to the Department of Natural and Economic Resources, Division of Forest Resources, for forest fire control purposes in McDowell County. Referred to Committee on Conservation and Development.

S. B. 290, by Senators Stallings and Webster, a bill to bring together in law the pertinent features for strengthening the federations of local officials which are attempting to deal with interjurisdictional problems and cope with a multiplicity of State and Federal planning programs. Referred to Committee on Local Government and Regional Affairs.

S. B. 291, by Senators Stallings and Webster, a bill to amend Chapter 160A of the General Statutes to establish requirements of a board of directors for a regional council of governments. Referred to Committee on Local Government and Regional Affairs.

S. B. 292, by Senator Stallings, a bill to make the Craven Technical Institute a comprehensive community college. Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 148, a bill to amend the inheritance tax laws relating to prepayment of inheritance taxes. Referred to Committee on Finance.

H. B. 204, a bill to amend General Statute 20-16 relative to the length of probation and license suspension. Referred to Committee on Highway Safety.

H. J. R. 279, a joint resolution commemorating the life and memory of Adam J. Whitley, Jr., former member of the Senate. Upon motion of Senator Kirby, the rules are suspended and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client, upon third reading. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Wednesday, February 14, 1973.

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Wednesday, February 14, 1973.

Upon motion of Senator Robert J. Barker, the Senate adjourns to meet tomorrow at 2:30 P.M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, February 14, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Folger and Coleman for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. J. R. 279, a joint resolution commemorating the life and memory of Adam J. Whitley, Jr., former member of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Staton, for the Committee on Conservation and Development:

S. B. 239, a bill to make additional appropriations to the State Parks Division of the Department of Natural and Economic Resources, with a favorable report, as amended. Upon motion of Senator Staton, the Committee amendment is adopted. Upon motion of Senator Staton, the bill, as amended, is re-referred to Committee on Appropriations.

By Senator Moore, for the Committee on Election Laws:

S. B. 91, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to afford protection to all voters at the time of voting, with a favorable report, as amended. Upon motion of Senator Moore, the Committee amendment is adopted.

S. B. 281, a bill to provide for the filling of vacancies in the General Assembly in multi-county districts, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 174, a bill to amend General Statute 20-6 relative to the definition of chauffeur, with a favorable report.

S. B. 178, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c), with a favorable report.

H. B. 205, a bill to make the provisions of General Statute 20-17(8) and General Statute 20-30, relative to drivers' licenses, applicable to learners' permits, with a favorable report.

S. B. 87, a bill to amend General Statute 20-28 to provide for the seizure of a motor vehicle being operated by a person whose license is in a state of suspension or revocation, with an unfavorable report.

S. B. 204, a bill to amend General Statute 20-7 relative to learners' permits, with an unfavorable report.

H. B. 203, a bill to amend General Statute 20-16(a) (9) relative to license suspensions for speeding, with a favorable report.

H. B. 204, a bill to amend General Statute 20-16 relative to the length of probation and license suspension, with a favorable report.

S. B. 213, a bill to amend General Statute 20-37.6 to provide for free handicapped driver license plates for disabled veterans, with a favorable report.

H. B. 206, a bill to amend General Statute 20-24(b) to correct a typographical error, with a favorable report.

S. B. 179, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation, with a favorable report.

S. B. 203, a bill to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

S. B. 231, a bill to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 293, by Senator Hughes, a bill to provide that the election for members of the County Board of Education shall be held in November. Referred to Committee on Local Government and Regional Affairs.

S. B. 294, by Senator Hughes, a bill to provide for the enforcement of welfare liens in Avery County and for the disposition of the proceeds of sales under the liens. Referred to Committee on Local Government and Regional Affairs.

S. B. 295, by Senators Stallings and Webster, a bill to implement State and regional land use and balanced growth planning. Referred to Committee on Local Government and Regional Affairs.

S. B. 296, by Senators Williamson, Hardison, White, Saunders, Kirby, Staton, Sharpe, Hughes, Poovey, Somers, Mullins, Webster, Coleman, Godwin, Crawford, Bob L. Barker, Gudger, Mauney, Alford, Raynor, Bahakel, Wilkie, Allsbrook, Britt, Harrington, Garrison, Mills, Moore, Strickland, Rauch, Stallings, Rhyne, Folger, Lynwood Smith, and Allen, a bill to appropriate fifteen million dollars ($15,000,000) to the State Board of Education, Department of Community Colleges, for the purposes therein specified. Referred to Committee on Appropriations.

S. B. 297, by Senator Lynwood Smith, a bill to amend General Statute 20-74 to increase the penalty for failure to make timely application for transfer of title. Referred to Committee on Highway Safety.

S. B. 298, by Senator Garrison, a bill to transfer road maintenance in State parks to the Department of Transportation. Referred to Committee on State Policies.

S. B. 299, by Senators Poovey, Sharpe, Williamson, Mullins, Horton, and Strickland, a bill to exempt first-aid crews and rescue squads from ad valorem taxes. Referred to Committee on Finance.

S. B. 300, by Senators Raynor, Knox, Strickland, Bob L. Barker, Williamson, Webster, Lynwood Smith, Hardison, and Britt, a bill to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded. Referred to Committee on Mental Health.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. J. R. 199, a joint resolution urging reinstatement of Congressional appropriations for the Rural Environmental Assistance Program and other funding reductions of the United States Department of Agriculture programs. Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 258, a Senate resolution putting the 1973 Senate on record as endorsing the concept of support for North Carolina students attending private colleges and universities. Upon motion of Senator Strickland, the resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 173, a bill to incorporate the town of Calabash in Brunswick County, North Carolina, upon second reading. The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill remains upon the Calendar.

H. B. 31, a bill to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington, upon second reading. Upon motion of Senator Rountree, consideration of the bill is postponed until Tuesday, February 20.

S. B. 138, a bill to abolish the office of coroner in Surry County upon the expiration of the term of the present coroner. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 139, a bill to exclude Surry County in the provisions of General Statute 67-13 relating to proceeds of license tax on dogs. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 176, a bill to amend Chapter 302 of the Session Laws of 1967 as amended by Chapter 12 of the Session Laws of 1969, by accelerating the eligibility of firemen for benefits payable under the Supplementary Pension Fund for firemen in the town of Mount Airy. Upon motion of Senator Stallings, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 206, a bill to place Onslow County under the General Law regarding bail bondsmen and runners. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 40, a bill to authorize the city of Greensboro, the city of High Point, or Guilford County by ordinaces to regulate soil erosion. Passes its second and third readings and is ordered enrolled.

H. B. 68, a bill to provide for the election of the North Wilkesboro School Board. Passes its second and third readings and is ordered enrolled.

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client, upon third reading. Upon motion of Senator Britt, consideration of the bill is postponed until Tuesday, February 20.

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions. Senator Gudger offers an amendment which is adopted. Senator Crawford offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Bob L. Barker to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 64, a bill to amend General Statute 14-32, General Statute 14-33, and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 185, a bill relating to the form of an execution issued from the office of the Clerk of the Superior Court so as to specifically provide that the execution may be signed by an assistant or deputy clerk. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 186, a bill to amend General Statute 1A-a, Rule 20(a) so as to correct a typographical error therein. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 187, a bill relating to the punishment for a felonious assault with a firearm or other deadly weapon with intent to kill or inflicting serious injury. Upon motion of Senator Britt, consideration of the bill is postponed indefinitely.

S. B. 190, a bill to allow the appointment of a District Court Judge to the Advisory Council on Alcoholism to the North Carolina Board of Mental Health.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 192, a bill to allow misdemeanants to be committed for observation and treatment. The bill passes its second reading. Upon objection by Senator Somers to its third reading, the bill remains upon the Calendar.

H. J. R. 120, a joint resolution honoring the life and memory of Itimous Thadeus Valentine, Sr. Passes its second and third readings and is ordered enrolled.

H. J. R. 157, a joint resolution honoring the life and memory of Hubert E. May. Passes its second and third readings and is ordered enrolled.

H. J. R. 172, a joint resolution honoring the life and memory of James B. Vogler, former legislator and outstanding citizen from Mecklenburg County. Passes its second and third readings and is ordered enrolled.

H. J. R. 216, a joint resolution commending the coaches and players of Richmond County American Legion Baseball Team of Hamlet Post No. 49. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Sharpe, the Senate adjourns in memory of Mrs. Tressie Pierce Boyd, former member of the General Assembly, to meet tomorrow at 2:30 P.M.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, February 15, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Folger, Coleman and Murrow for today, and to Senators Coleman, Murrow and Staton for tomorrow, February 16, 1973.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:33 P.M. and sent to the office of the Secretary of State:

H. B. 40, an act to authorize the city of Greensboro, the city of High Point, or Guilford County by ordinances to regulate soil erosion.

H. B. 68, an act to provide for the election of the North Wilkesboro School Board.

H. J. R. 120, a joint resolution honoring the life and memory of Itimous Thadeus Valentine, Sr.

H. J. R. 157, a joint resolution honoring the life and memory of Hubert E. May.

H. J. R. 172, a joint resolution honoring the life and memory of James B. Vogler, former legislator and outstanding citizen from Mecklenburg County.

H. J. R. 216, a joint resolution commending the coaches and players of Richmond County American Legion Baseball Team of Hamlet Post No. 49.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 255, a bill regulating the sale of livestock at public livestock markets, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 261, a bill to amend the Motor Vehicle Dealers and Manufacturers Licensing Law with regard to regulation of business practices between dealers and manufacturers, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 301, by Senators Taylor and Sharpe, a bill to appropriate funds for incentive payments to doctors who will practice in medically deprived areas. Referred to Committee on Public Health.

S. B. 302, by Senator Bob L. Barker, a bill to amend Article 28B of Chapter 106 of the General Statutes relating to the authority of the North Carolina Milk Commission to establish wholesale prices for milk and milk products. Referred to Committee on Agriculture.

S. B. 303, by Senator Stallings, a bill enabling the counties of Carteret, Craven, Jones and Pamlico to jointly establish an airport authority for the establishment and maintenance of airport facilities. Referred to Committee on Local Government and Regional Affairs.

S. B. 304, by Senators McNeill Smith, Stallings and Coleman, a bill to exempt certain foods from the Sales and Use Tax. Referred to Committee on Finance.

S. B. 305, by Senators McNeill Smith, Stallings, Rhyne and Coleman, a bill to amend General Statute 105-136 to revise tax rates applicable to individual net taxable incomes over fourteen thousand dollars. Referred to Committee on Finance.

S. B. 306, by Senators Wilkie and Taylor, a bill to appropriate funds to the Department of Transportation for the construction of a building in Henderson-

ville for the Highway Patrol and other personnel of the Department of Transportation. Referred to Committee on Appropriations.

S. J. R. 307, by Senator Wilkie, Hughes, Kincaid, Garrison, Bob L. Barker, Williamson and Rountree, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted. Referred to Committee on Veterans and Military Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 273, a bill to delete Rockingham County from the provisions of General Statute 47-30(k) relating to mapping requirements of plats and subdivisions. Referred to Committee on Local Government and Regional Affairs.

H. B. 286, a bill to confirm and appoint members of the Montgomery County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 324, a joint resolution establishing a cut-off date after which no local bills may be introduced in the General Assembly of North Carolina. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 350, a joint resolution honoring the life and memory of Mrs. Giles William Cover, former member of the General Assembly. Upon motion of Senator Wilkie, the rules are suspended, and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 173, a bill to incorporate the town of Calabash in Brunswick County, North Carolina, upon third reading. The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions, upon third reading. Senator Britt calls the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 192, a bill to allow misdemeanants to be committed for observation and treatment, upon third reading. Senator Somers offers an amendment,

which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 91, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to afford protection to all voters at the time of voting. The bill, as amended, passes its second reading. Senator Horton objects to the third reading and upon his motion, consideration of the bill, as amended, is postponed until Monday, February 19.

S. B. 174, a bill to amend General Statute 20-6 relative to the definition of chauffeur. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 178, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c). Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 179, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 203, a bill to amend General Statute 20-328 to delete therefrom the reference to the driver education and accident reports division. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 213, a bill to amend General Statute 20-37.6 to provide for free handicapped driver license plates for disabled veterans. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 231, a bill to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 281, a bill to provide for the filling of vacancies in the General Assembly in multi-county districts. The bill passes its second reading. Senator White objects to the third reading and upon his motion, consideration of the bill is postponed until Tuesday, February 20.

H. B. 203, a bill to amend General Statute 20-16(a) (9) relative to license suspensions for speeding. Passes its second and third readings and is ordered enrolled.

H. B. 204, a bill to amend General Statute 20-16 relative to the length of probation and license suspension. Passes its second and third readings and is ordered enrolled.

H. B. 205, a bill to make the provisions of General Statute 20-17(8) and General Statute 20-30 relative to drivers' licenses, applicable to learners' permits. Passes its second and third readings and is ordered enrolled.

H. B. 206, a bill to amend General Statute 20-24(b) to correct a typographical error. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 10:30 A.M.

TWENTY-EIGHTH DAY

SENATE CHAMBER,
Friday, February 16, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services this week: Paul T. Baynard, Jr., Forest City; Paul Slovensky, Raleigh; Alice Christine Warlick, Jacksonville; Betsy Southall, Raleigh; Caroline Hodgkins, Durham; Evelyn Myers, Dunn; Mike Foust, Morganton; Brian Alexander McRorie, Wadesboro; Pam Culbertson, Raleigh; Randy Shepherd, Greensboro; Jeanie Chase, Charlotte; Steve Norwood, Raleigh; Henry Hostler, Raeford; Patsy Denise Herman, Taylorsville; Frances Creel, Dunn; Karen Stroud, Fuquay-Varina; Sally Blizzard, Kenansville; John Bunyan Brooks, Jr., Charlotte; William C. George, Raleigh; Jimmy Slate, Winston-Salem; Lawrence Michael Priest, Hope Mills.

The President grants leave of absence to Senators Kirby, Somers, Rauch, and McNeill Smith for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:42 A.M. and sent to the office of the Secretary of State:

H. B. 203, an act to amend General Statute 20-16(a) (9) relative to license suspensions for speeding.

H. B. 204, an act to amend General Statute 20-16 relative to the length of probation and license suspension.

H. B. 205, an act to make the provisions of General Statute 20-17(8) and General Statute 20-30, relative to drivers' licenses, applicable to learners' permits.

H. B. 206, an act to amend General Statute 20-24(b) to correct a typographical error.

H. J. R. 350, a joint resolution honoring the life and memory of Mrs. Giles William Cover, former member of the General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 68, a bill to amend General Statute 7A-101 concerning the compensation of Clerks of Superior Court and General Statute 7A-172 concerning the compensation of magistrates, with a favorable report, as amended. Upon motion of Senator Knox, the Committee amendment is adopted. Upon motion of Senator Knox, the bill, as amended, is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 308, by Senator Webster, a bill to create the Madison Medical Facility Authority. Referred to Committee on Local Government and Regional Affairs.

S. B. 309, by Senators Allen, Royall, and Folger, a bill to transfer control of the State Legislative Building to the General Assembly. Referred to Committee on Rules and Operation of the Senate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 70, a bill to amend General Statute 42-30 to conform to General Statute 7A-218 which prohibits default judgments in small claims cases. Referred to Committee on Judiciary No. 1.

H. B. 79, a bill to amend General Statute 7A-375 to provide for alternate and holdover members on the Judicial Standards Commission. Referred to Committee on Courts and Judicial Districts.

H. B. 80, a bill to amend General Statutes, Chapter 153, Article 15 to eliminate obsolete nomenclature. Referred to Committee on Judiciary No. 2.

H. B. 149, a bill to amend General Statute 20-81.5 to provide that a member of the Civil Air Patrol may purchase not more than two Civil Air Patrol plates. Referred to Committee on Transportation.

H. B. 222, a bill to provide that there shall be no implementation of a Medicaid co-payment requirement prior to July 1, 1973 after a study by the Appropriations Committees of the House and Senate, and after a report by the Appropriations Committees. Referred to Committee on Public Health.

H. B. 314, a bill to provide for filling vacancies in the Board of County Commissioners when the person causing the vacancy was not affiliated with any political party. Referred to Committee on Election Laws.

H. B. 285, a bill to amend Article 5, Chapter 115, Section 19, to provide for the election of the Board of Education of Montgomery County. Referred to Committee on Local Government and Regional Affairs.

H. B. 336, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973. Referred to Committee on Local Government and Regional Affairs.

H. B. 340, a bill to repeal Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision control ordinances enacted prior to January 1, 1972. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 383, a joint resolution honoring the life and memory of Elvin Overton Falkner, former member of the North Carolina General Assembly. Upon motion of Senator Alford, the rules are suspended and the resolution is taken up for immediate consideration. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 255, a bill regulating the sale of livestock at public livestock markets. Upon motion of Senator White, consideration of the bill is postponed until Monday, February 19.

S. B. 261, a bill to amend the motor vehicle dealers and manufacturers licensing law with regard to regulation of business practices between dealers and manufacturers. Upon motion of Senator Godwin, the Committee amendments are adopted. Senator Godwin offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Horton, the Senate adjourns to meet on Monday at 8:00 P.M.

TWENTY-NINTH DAY

SENATE CHAMBER,
Monday, February 19, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Albert P. Shirley, former pastor of Methodist churches in Virginia, Texas and Washington, D. C. and long time friend of the Senate chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Strickland, Bahakel, Coleman, Crawford and Murrow for tonight, and to Senator Crawford for tomorrow, February 20.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:10 P.M. and sent to the office of the Secretary of State:

S. B. 102, an act to amend General Statute 45-18 so as to alter the date of validation of certain acts of substituted trustees in a deed of trust from January 1, 1971 to January 1, 1973.

H. J. R. 383, a joint resolution honoring the life and memory of Elvin Overton Falkner, former member of the North Carolina General Assembly.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 153, a bill to amend the charter of the town of Spring Hope in the county of Nash relating to the election of local officials, with a favorable report.

S. B. 163, a bill to amend the charter of the city of Wilson, with a favorable report.

S. B. 165, a bill to amend Chapter 583 of the Public-Local Laws of North Carolina, Session 1923, with a favorable report.

S. B. 233, a bill to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years, with a favorable report. Upon motion of Senator Stallings, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 257, a bill relating to the composition of the Winston-Salem/Forsyth County Joint Planning Board, with a favorable report.

S. B. 279, a bill to amend Chapter 278 of the Session Laws of 1971, affecting the town of Clinton, with a favorable report.

H. B. 188, a bill to make the General Statutes applicable to the Tax Collector of Greene County, with a favorable report.

H. B. 213, a bill to amend Chapter 184, Public-Local Laws of 1941 to provide that the Board of School Commissioners of the Albemarle Special School Tax District shall be elected at the same time as the governing body of the town of Albemarle, with a favorable report.

H. B. 224, a bill to amend Chapter 504, Session Laws of 1961, the charter of the town of Dallas, as it relates to public contracts, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 310, by Senators Wilkie and Taylor, a bill to amend Chapter 14, Section 197 of the General Statutes of North Carolina by removing Swain County as an exempted county from the provisions of this Act relating to the use of indecent language. Referred to Committee on Local Government and Regional Affairs.

S. B. 311, by Senators Raynor, Williamson, Henley, Allen, Hardison, Lynwood Smith, Scott, Moore and Stallings, a bill to exempt the blind from inland fishing license requirements. Referred to Committee on Conservation and Development.

S. B. 312, by Senator Blanchard, a bill to amend Chapter 623 of the Session Laws of 1971, affecting the town of Benson. Referred to Committee on Local Government and Regional Affairs.

S. B. 313, by Senators Garrison and Deane, a bill relating to the terms of office of the County Commissioners of Union County. Referred to Committee on Local Government and Regional Affairs.

S. B. 314, by Senators McNeill Smith, Mauney, Stallings, Deane, Webster, Lynwood Smith, Godwin, Staton, Saunders and Mullins, a bill to create a scenic and recreation trails system and to provide for the designation, administration, regulation and acquisition of scenic trails and trail right-of-ways. Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 23, a bill to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement. Referred to Committee on Appropriations.

H. B. 268, a bill relating to the procedure for the registration of documents to which the register of deeds is a party. Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 91, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to afford protection to all voters at the time of voting, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 255, a bill regulating the sale of livestock at public livestock markets. Passes its second and third readings and is ordered sent to the House of Representatives.

Senator Allen, Chairman of the Committee on Rules and Operation of the Senate, is recognized for a discussion of the proposed Senate rules for the 1973 Session.

Upon motion of Senator Allen, the adoption of the proposed 1973 Senate rules is placed upon the Calendar as Special Order No. 1 for tomorrow, February 20.

Upon motion of Senator Knox, the Senate adjourns to meet tomorrow at 2:30 P.M.

THIRTIETH DAY

SENATE CHAMBER,
Tuesday, February 20, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Daniel Wee, Pastor of Grace Lutheran Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bagnal and Folger for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

S. B. 104, a bill to limit the identification records which may be used in determining whether a beer sale is being made to a minor, with a favorable report.

S. B. 106, a bill to make the percentage of voters required for location of ABC stores conform to the percentage required for the call of liquor elections, with a favorable report.

S. B. 108, a bill to specify the authority of local boards of alcoholic control to acquire and dispose of property, with a favorable report.

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, with a favorable report.

S. B. 111, a bill to authorize all law enforcement officers to enforce liquor laws on licensed premises, with a favorable report.

S. B. 112, a bill relating to seizure and sale of illegal distilleries and materials used therefor, with a favorable report.

S. B. 115, a bill to clarify the law regarding sales of beer and wine on premises with off-premises permits, with a favorable report.

S. B. 116, a bill to revise the General Statutes with regard to acts prohibited by permittees, with a favorable report.

S. B. 117, a bill to revise the law regarding ABC elections, with a favorable report.

S. B. 118, a bill to modify the law regarding local beer and wine elections, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen, with a favorable report.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, with a favorable report.

By Senator Gudger, for the Committee on Correctional Institutions and Law Enforcement:

S. B. 97, a bill to allow law enforcement officers to transfer membership in the Teachers' and State Employees' Retirement System or the Local Governmental Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report. Upon motion of Senator Gudger, the bill is re-referred to Committee on Appropriations.

By Senator Alford, for the Committee on Education:

S. B. 11, a bill to establish state-wide public kindergarten programs in all county and city school administrative units, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Alford, the Committee Substitute bill is placed on today's Calendar.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 175, a bill to amend General Statute 20-85 to increase the fees for recording a supplementary lien and for removing a lien from a certificate of title, with a favorable report, as amended.

S. B. 208, a bill to amend General Statute 31-33 to allow nonresident parties interested in the caveat of a will to be served by registered mail, with a favorable report.

S. B. 220, a bill to amend General Statute 45-12 regarding the clerk's certification of trustee substitutions, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 315, by Senators Kincaid and Hughes, a joint resolution commending President Nixon and Governor Holshouser for their stand against amnesty to those individuals who fled our Country in time of need. Referred to Committee on Rules and Operation of the Senate.

S. B. 316, by Senators Moore, Bahakel, Knox, and Mullins, a billl to incorporate the town of Harrisburg in Cabarrus County subject to an election. Referred to Committee on Local Government and Regional Affairs.

S. B. 317, by Senator White, a bill to allow farmers to transport cucumbers from farm to market upon unlicensed trailers when drawn by properly licensed vehicles. Referred to Committee on Agriculture.

S. B. 318, by Senator Rountree, a bill to amend Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens. Referred to Committee on Local Government and Regional Affairs.

S. B. 319, by Senator McNeill Smith, a bill to authorize the inclusion of expenses incurred in the operation of athletic and intramural programs in the school current expense and capital outlay budgets. Referred to Committee on Appropriations.

S. B. 320, by Senator Godwin, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971. Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 200, a bill to amend General Statute 20-11(b) relative to learners' permits for minors. Referred to Committee on Highway Safety.

H. B. 201, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation. Referred to Committee on Highway Safety.

H. B. 294, a bill to amend General Statute 1B-3 to provide for the preservation of causes of action of minors settling with one or two or more tort-feasors. Referred to Committee on Judiciary No. 1.

H. J. R. 384, a joint resolution honoring the life and memory of Mrs. Tressie Pierce Boyd, a former member of the House of Representatives. Upon motion of Senator Sharpe, the rules are suspended, and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 211, a bill to amend General Statute 20-57(b) to eliminate certain surplus wording. Referred to Committee on Highway Safety.

H. J. R. 368, a joint resolution honoring the life and memory of Richard S. Jones, Sr., former member of the General Assembly. Upon motion of Senator Wilkie, the rules are suspended, and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER NO. 1

Senator Allen, for the Committee on Rules and Operation of the Senate submits the proposed rules for the 1973 Senate as follows:

SENATE RULES, SESSION 1973

I. Order of Business, 1-7
II. Conduct of Debate, 8-17
III. Motions, 18-24
IV. Voting, 25-30
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I

Order of Business

RULE 1. *Rules controlling the Senate of North Carolina and its Committees.* — The following rules shall govern and control all actions and procedures of the Senate and its committees.

RULE 2. *Convening hour.* — The President shall take the chair at the hour fixed by the Senate upon adjournment on the preceding legislative day, and shall call the members to order. In case the Senate adjourned on the preceding legislative day without having fixed the hour of reconvening, the Senate shall reconvene on the next legislative day at 2:30 P.M.

RULE 3. *Opening the session.* — The President shall, upon order being obtained, have the sessions of the Senate opened with prayer.

RULE 4. *Convening in absence of President.* — In the absence of the President, the President pro tempore shall reconvene the Senate and preside, and during such time shall be vested with all powers of the President except that of casting a vote in case of tie when he shall have voted as a Senator. And in the event of the absence of the President and President pro tempore at any time fixed for the reconvening of the Senate, the Principal Clerk of the Senate, or in his absence also, some members of the Senate Committee on Rules and Operation of the Senate, shall call the Senate to order and designate some member to act as President.

RULE 5. *Quorum.* — (a) A quorum consists of a majority of all the qualified members of the Senate.

(b) When a lesser number than a quorum convene, the Senators present may send the doorkeeper or any person, for any or all absent Senators, as a majority of the Senators present determine.

RULE 6. *Approval of Journal.* — After the prayer, and upon appearance of a quorum, the President shall cause the Journal of the preceding day to be read and approved, unless the Chairman of the Committee on Rules and Operation of the Senate or some member of the Senate by motion sustained by a majority of the members present, has the reading thereof dispensed with and the same approved as written.

RULE 7. *Order of business.* — After approval of the Journal, the order of business shall be as follows:

(1) Reports of standing committees.
(2) Reports of select committees.

(3) Introduction of bills, petitions, and resolutions.
(4) Messages from the House of Representatives.
(5) Unfinished business of preceding day.
(6) Special orders.
(7) General orders:

(a) Local bills in numerical order, Senate bills first
(i) Third reading roll call
(ii) Second reading roll call
(iii) Second reading *viva voce*
(iv) Third reading *viva voce*

(b) Public bills in numerical order, Senate bills first
(i) Third reading roll call
(ii) Second reading roll call
(iii) Second reading *viva voce*
(iv) Third reading *viva voce*

II

Conduct of Debate

RULE 8. *President to maintain order.* — The President shall have general direction of the Hall of the Senate and shall be authorized to take such action as is necessary to maintain order, and in case of any disturbance or disorderly conduct in the galleries or lobbies, he shall have the power to order the same cleared.

RULE 9. *Substitution for President.* — The President shall have the right to call on any member to perform the duties of the Chair, but substitution shall not extend beyond one day.

RULE 10. *Points of order.* — (a) The President shall preserve order and decorum and proceed with the business of the Senate according to the rules adopted. He shall decide all questions of order, subject to an appeal to the Senate by any member, on which appeal no member shall speak more than once unless by leave of the Senate. A two-thirds vote of the members present is necessary to sustain any appeal from the ruling of the chair.

(b) In the event the Senate Rules do not provide for, or cover any point of order raised by any Senator, the rules of the United States House of Representatives shall govern.

(c) When a Senator is called to order he shall take his seat until the President determines whether he was in order or not; if decided to be out of order, he shall not proceed without the permission of the Senate; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator; and if a Senator is called to order for words spoken, the words excepted to shall be immediately taken down in writing, that the President or Senate may be better able to judge the matter.

RULE 11. *Debating and voting by Lieutenant Governor.* — The Lieutenant Governor, as President of the Senate, being a Constitutional Officer shall not have the right to debate any question or to address the Senate upon any proposition unless by permission of the majority of members present, and

shall have the right to vote only when there is a tie vote upon any question or election.

RULE 12. *Obtaining recognition.* — (a) When any Senator is about to speak in debate or deliver any matter to the Senate, he shall rise from his seat and respectfully address the President. No member shall speak until recognized by the President, and when two or more members rise at the same time, the President shall name the member to speak.

(b) A Senator who has the floor may yield the floor to another Senator only for the purpose of allowing another Senator to state a question. Only the Chair may award the floor to any Senator for the purposes of allowing that Senator to engage in general debate.

RULE 13. *Recognition for extending courtesies.* — Courtesies of the floor and galleries shall be extended only by the President on his own motion or upon the written request of a member of the Senate to former members of the General Assembly or to visiting distinguished visitors.

Members may designate Honorary Pages by a statement delivered to the Principal Clerk who will have a certificate issued therefor.

The President may upon written request at intervals between various orders of business extend courtesies to schools or other special large groups visiting in the galleries while they are present, and the President shall, at such times as he deems appropriate, express to these visitors in the galleries the pleasure of the Senate for their presence.

RULE 14. *Limitations on individual debate.* — (a) No Senator shall speak or debate more than three times nor longer than forty-five minutes on the same day on the same subject without leave of the Senate.

(b) By permission of the President any member of the Senate may address the Senate from the lectern located on the floor before the dais for the purpose of explaining a bill or resolution, stating a point of personal privilege or for the purpose of debate.

RULE 15. *Priority of business.* — All questions relating to priority of business shall be decided without debate.

RULE 16. *Reading of papers.* — When the reading of a paper, other than a petition, is called for, and any Senator objects to the reading, the question shall be determined by the Senate without debate.

RULE 17. *General decorum.* — (a) Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session and shall continue uncovered during their continuance in the Chamber, unless one's religion requires his head to be covered.

(b) No remark reflecting personally upon the action of any Senator shall be in order upon the floor of the Senate unless preceded by a motion or resolution of censure.

(c) When the President is putting a question, or a division by counting is in progress, no Senator shall walk out of or across the Chamber, nor when a Senator is speaking, pass between him and the President.

(d) When a motion to adjourn or for recess is affirmatively determined, no member or officer shall leave his place until adjournment or recess is declared by the President.

(e) Smoking shall not be allowed on the floor or galleries of the Senate during Sessions.

III

Motions

RULE 18. *Motions generally.* — All motions shall be reduced to writing, if desired by the President or a Senator, delivered at the table, and read by the President or Reading Clerk before the same are debated; but any motion may be withdrawn by the introducer at any time before decision or amendment. Except as otherwise specifically provided in these rules, no second is required.

RULE 19. *Motions; order of precedence.* — When a question is before the Senate no motion shall be received except those herein specified, which motions shall have precedence as follows: viz:

(1) To adjourn.
(2) To lay on the table.
(3) For the previous question.
(4) To postpone indefinitely.
(5) To postpone to a certain day.
(6) To commit to a standing committee.
(7) To commit to a select committee.
(8) To amend.
(9) To substitute.

RULE 20. *Motions to adjourn and to lay on the table.* — The motions to adjourn and to lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

RULE 21. *Motions to postpone to certain day and to commit.* — The respective motions to postpone to a certain day, or to commit to a standing or select committee, shall preclude debate on the main question.

RULE 22. *Action when previous question pending.* — When a motion for the previous question is made and is pending, debate shall cease. After a motion for the previous question is made, pending a second thereto, any member may give notice that he desires to offer an amendment to the bill or other matter under consideration; and after the previous question is seconded such member shall be entitled to offer his amendment in pursuance of such notice.

RULE 23. *Motion for previous question.* — The previous question shall be as follows: "Shall the main question be now put?" and until it is decided shall preclude all amendments and debate. If this question is decided in the affirmative, the "main question" shall be on the passage of the bill, resolution, or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments in their inverse order, without further debate or amendment: Provided, that no one shall move the previous question except the chairman of the committee submitting the report on the bill

or other matter under consideration, and the member introducing the bill or other matter under consideration or the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the Senate at the time the bill or other matter under consideration is reported to the Senate or taken up for consideration.

RULE 24. *Motion to reconsider.* — When a question has been once put and decided, any Senator who voted in the majority may move to reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment, or motion upon which the vote was taken has gone out of the possession of the Senate; nor shall any motion for reconsideration be in order unless made on the same day or in the next following legislative day on which the vote proposed to be reconsidered took place, unless the motion is made by the Committee on Rules for verbal or grammatical errors in the bills, when the motion may be made at any time: Provided, that when the next legislative day has by motion of the Senate, been restricted as to matters which may be considered, a motion to reconsider shall be in order on the next succeeding day upon which regular business is conducted. No question shall be reconsidered more than once.

IV

Voting

RULE 25. *Putting question: division.* — All questions for a vote shall be put as follows: "Those in favor say 'Aye,' " and after the affirmative vote is expressed — "Opposed 'No.' " After which the President will announce the result. If a division on any vote is desired, it must be called for immediately before the result of the voting is announced on any question, and upon such call, the President shall require the members to stand and be counted for and against any proposition under consideration.

RULE 26. *Voting by ayes and noes.* — The ayes and noes may be called for on any question before the vote is taken, and if the call is sustained by one-fifth of the Senators present, the roll of the Senate shall be called and the ayes and noes taken, and the same shall be entered upon the Journal. If a Senator desires the ayes and noes recorded on any question, he shall address the Chair and obtain recognition and say. "Upon that vote or question I call for the ayes and noes." Whereupon the President shall say, "Is the call sustained?" If one-fifth of the members present then stand, the roll is called and the ayes and noes recorded. If fewer than one-fifth present stand, the Chair announces, "An insufficient number up" and a *viva voce* vote is then taken.

RULE 27. *Dividing question.* — If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator, provided each subdivision, if left to itself, forms a substantive proposition.

RULE 28. *Duty to vote.* — Every Senator who is within the bar of the Senate when the question is stated by the Chair shall vote thereon, unless he is excused by the Senate or unless he is directly interested in the question; and the bar of the Senate shall include the entire Senate Chamber.

RULE 29. *Excused from voting.* — Any Senator requesting to be excused from voting may make, either immediately before or after the vote has been

called for and before the result has been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate.

RULE 30. *Explanation of vote.* — Any Senator may explain his vote on any bill pending by obtaining permission of the President before the vote is put: Provided, that not more than three minutes shall be consumed in such explanation.

V

COMMITTEES

RULE 31. *Appointment of Committees.* — The President of the Senate, unless he has by law disqualified himself from that office, shall have the exclusive right and authority to appoint all Committees, regular or select, and to appoint Committee Chairmen and Vice Chairmen, and he is specifically authorized to appoint four Chairmen of four subcommittees of the Committee on Appropriations; but he may delegate said authority in any instance, as he may choose. Upon the recommendation of the Committee on Rules and Operation of the Senate, the Senate may authorize additional standing committees.

RULE 32. *List of Standing Committees.* — The standing committees shall be:

1. Agriculture
2. Alcoholic Beverage Control
3. Appropriations, consisting of four subcommittees:
   (1.) Appropriations Subcommittee on Health, Welfare and Institutional Care.
   (2.) Appropriations Subcommittee on Education.
   (3.) Appropriations Subcommittee on General Government and Transportation.
   (4.) Appropriations Subcommittee on Personnel and Long-Range Planning.
4. Banking
5. Constitution
6. Courts and Judicial Districts
7. Education
8. Election Laws
9. Finance
10. Higher Education
11. Highway Safety
12. Insurance
13. Judiciary I
14. Judiciary II
15. Local Government and Regional Affairs
16. Manufacturing, Labor and Commerce
17. Mental Health
18. Natural and Economic Resources
19. Public Health and Resources
20. Public Utilities
21. Rules and Operation of the Senate

22. Social Rehabilitation and Control and Law Enforcement
23. State Government
24. State Policies
25. Transportation
26. Veterans and Military Affairs
27. Wildlife

RULE 33. *Notice of Committee Meetings.* — Public notice of all committee meetings shall be given in the Senate. The required notice may be waived as to any meeting by the attendance at that meeting of all of the members of the committee, or by personal waiver.

RULE 34. *Membership of Committees; quorum.* — Membership on standing committees shall consist of not more than 22 or less than 8 Senators, including the Chairman and Vice Chairman who shall be designated by the President: Provided, the committee membership on the Committee on Appropriations and the Committee on Finance shall not be limited as to membership but shall be left to the discretion of the President. No Senator shall hold membership on more than 10 standing committtees unless the Committee on Rules and Operation of the Senate provides otherwise. A quorum of any committee shall consist of a majority of the Committee.

RULE 35. *Roll Call vote in Committee.* — No roll call vote may be taken in any committee.

RULE 36. *Committee Meetings.* — No committee or subcommittee shall hold a secret meeting, and all meetings of committees and subcommittees shall be open to the public: Provided, that any committee or subcommittee has the inherent right to hold an executive session when it determines that it is absolutely necessary to have such a session in order to prevent personal embarrassment, or when it is in the best interest of the State; and in no event shall final action be taken by any committee or subcommittee except in open session.

RULE 37. (Reserved for Rules on Interim Standing Committees.)

VI

Handling Bills

RULE 38. *Construction of rules.* — All provisions of these rules applying to bills shall apply also to resolutions, memorials and petitions.

RULE 39. *Introduction of bills.* — (a) Bills submitted for introduction shall be in the form prescribed by the Committee on Rules. When a bill which is introduced is not in the prescribed form, the Principal Clerk shall cause the bill to be retyped in the prescribed form, and the retyped copy shall become the official copy of the bill for all purposes. The original bill shall then be returned to the introducer of the bill and shall not become a part of the records or documents of the Senate.

(b) Whenever a bill is introduced, 20 copies shall be submitted to the Principal Clerk. Any bill sumbitted without the required number of copies shall be immediately returned to the introducer.

RULE 40. *Presenting papers to Senate.* — Every bill presented to the Senate shall contain on the outside cover the title of the document and the name of the Senator or Senators presenting it. All bills shall be delivered to the Reading Clerk for the reading of the number and the title. The President shall then announce the referral of the document. The title and referral shall be entered on the Journal.

RULE 41. *Deadline on introduction of certain bills.* — All bills prepared to be introduced by departments, agencies or institutions of the State must be introduced in the Senate not later than March 22 of the session. All local bills must be introduced not later than March 15 of the session.

RULE 42. *References of appropriations and finance bills.* — All bills introduced in the Senate providing for appropriations from the State, or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Appropriations, and bills referred to other committees carrying any such provisions shall be re-referred to the Senate as being bills to be considered by the Appropriations Committee before proper action may be taken by the Senate. All bills introduced in the Senate providing for bond issues, levying taxes, or in any manner affecting the taxing power of the State or any subdivision thereof, shall, before being considered by the Senate, be referred to the Committee on Finance, and bills referred to other committees carrying any such provisions shall be re-referred to the Senate as being bills to be considered by the Finance Committee before proper action may be taken by the Senate.

RULE 43. *First reading; reference to Committee.* — All bills shall be read by their titles, which reading shall constitute the first reading of the bills, and unless otherwise disposed of shall be referred to the proper committee.

RULE 44. *Bills to receive three readings.* — Every bill shall receive three readings previous to being passed, and the President shall give notice at each whether it be the first, second, or third. After the first reading, unless a motion is made by some Senator, the President shall refer the bill to an appropriate committee. No bill shall be amended upon the floor of the Senate until it has been twice read. Senate resolutions shall not require three readings.

RULE 45. *Reports of Committees.* — Every Senator presenting a report of a committee shall endorse the report with the name of the committee and, in case of a minority report, with the names of the members making the report. The report of the committee shall show that a majority of the committee were present and voted. Every report of the committee upon a bill or resolution shall stand upon the general orders with the bill or resolution.

RULE 46. *Unfavorable report by Committee.* — (a) All bills reported unfavorably by the committee to which they were referred, and having no minority report, shall lie upon the table, but may be taken from the table, and placed upon the Calendar by a two-thirds vote of those present and voting.

(b) When a bill is reported by a committee with an unfavorable report, but accompanied by a minority report, signed by at least three members of the committee who were present and who voted on the bill when the bill was considered in committee, then the minority report shall be placed on the Calendar and considered the following day, and the question before the Senate shall be

"The adoption of the Minority Report" and if failing to be adopted by a majority vote, the bill shall be placed upon the unfavorable Calendar.

RULE 47. *Recall of bill from Committee.* — When a bill has been introduced and referred to a committee, if after 10 days the committee has failed to report thereon, then the author of the bill may, after three days' public notice given in the Senate, on motion supported by a vote of two-thirds of the Senators present and voting, recall the bill from the committee to the floor of the Senate for consideration and such action thereon as a majority of the Senators present may direct.

RULE 48. *Calendar; order to be followed.* — The President and the Principal Clerk of the Senate shall see that all bills are acted upon by the Senate in the order in which they stand upon the Calendar, unless otherwise ordered as hereinafter provided. The published Calendar shall include all bills reported favorably from committees, or reported with a minority report attached, or placed on the Calendar on motion: *Provided,* that the published local Calendar may carry the number of each bill, the county or counties referred to, and an abbreviated statement of the title of the bill.

RULE 49. *Considering bills out of regular order.* — Except as provided in Rule 50, any bill or other matter may be taken up out of order upon order of the President or upon motion sustained by a majority of the membership present and voting.

RULE 50. *Third reading requirements.* — No bill on its third reading shall be acted upon out of the regular order in which it stands on the Calendar, and no bill shall be acted upon on its third reading the same day on which it passed its second reading unless so ordered by two-thirds of the Senators present.

RULE 51. *Special orders.* — Any bill or other matter may be made a special order for a particular day or hour by a vote of the majority of the Senators voting, and if it shall not be completed on that day, it shall be returned to its place on the Calendar, unless it is made a special order for another day; and when a special order is under consideration it shall take precedence over any special order or subsequent order for the day, but such subsequent order may be taken up immediately after the previous special order has been disposed of.

RULE 52. *Procedure when necessary number of Senators not present.* — If, on taking the question of a bill, it appears that a constitutional quorum is not present, or if the bill requires a vote of a certain proportion of all the Senators to pass it, and it appears that such number is not present, the bill shall be again read and the question taken thereon; if the bill fails a second time for the want of the necessary number being present and voting, the bill shall not be finally lost, but shall be returned to the Calendar in its proper order.

RULE 53. *Effect of defeated bill.* — (a) After a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a vote of two-thirds of the qualified membership of the Senate: *Provided,* no local bill shall be held by the Chair as embodying the provisions, or being identical with any statewide measure which has been laid upon the table or failed to pass any of its readings.

(b) When a bill has been postponed indefinitely by the Senate, the bill shall lie upon the table, and shall not be taken therefrom except by a vote of two-thirds of the Senators present.

RULE 54. *Taking bill from table.* — No bill which has been laid upon the table shall be taken therefrom except by a vote of two-thirds of the Senators present.

RULE 55. *Amending titles of bills.* — When a bill is materially modified or the scope of its application extended or decreased, or if the county, or counties, to which it applies is changed, the title of the bill shall be changed by the Senator introducing the bill or by the committee having it in charge, or by the Principal Clerk, so as to indicate the full purport of the bill as amended and the county or counties to which it applies.

RULE 56. *Corrections of typographical errors in bills.* — The Enrolling Clerk is authorized to make corrections of typographical errors in the text of bills at any time prior to ratification. Before the correction is made, the Enrolling Clerk shall have the approval of the Chairman of the Committee on Rules and Operation of the Senate.

RULE 57. *Conference Committees.* — Whenever the Senate declines or refuses to concur in amendments put by the House to a bill originating in the Senate, or refuses, to adopt a substitute adopted by the House for a bill originating in the Senate, a conference committee shall be appointed upon motion and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the Senate and House. In considering matters in difference between the Senate and House committed to the conferees, only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report shall not be amended. Except as herein set out, the rules of the United States House of Representatives shall govern the appointment, conduct, and reports of the conferees.

RULE 58. *Certification of passage of bills.* — The Principal Clerk shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed by vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution or laws of the State.

RULE 59. *Transmittal of bills to House.* — No bill shall be sent from the Senate on the day of its passage except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

VII

Legislative Officers and Employees

RULE 60. *Pages.* — The President of the Senate shall appoint pages. The President, or such person as he may designate, shall supervise the pages and assign to them their duties. Each page shall be at least 14 years of age.

RULE 61. *Sergeant-at-Arms.* — (a) There shall be 14 positions of Assistant Sergeants-at-Arms to be appointed by the Sergeant-at-Arms who are to work

under his supervision and to be assigned such duties and powers as he shall direct.

(b) The Sergeant-at-Arms shall be responsible for the safety of the members and employees of the Senate while in the State Legislative Building, or any place in which the Senate is in session, and shall be responsible for maintaining order in the State Legislative Building and adjoining parking lots, all under the supervision and direction of the President of the Senate.

(c) The Sergeant-at-Arms shall serve all warrants and subpoenas issued by orders of the Senate and signed by the President of the Senate, and said warrants and subpoenas shall be returnable to the Principal Clerk of the Senate.

(d) While the General Assembly is in session, the Sergeant-at-Arms of the Senate shall be the custodian of, and responsible for, all personal property that is assigned to the Senate during any session of the General Assembly and shall have the responsibility for the placement of said property in the Senate area of the State Legislative Building, subject to the approval of the Committee on Rules and Operation of the Senate. At the termination of the session, or within 30 days thereafter, the Sergeant-at-Arms shall prepare and deliver an inventory of all property belonging to the Senate to the Principal Clerk of the Senate. The Sergeant-at-Arms, with the approval of the Committee on Rules and Operation of the Senate, shall request the proper State agency to purchase necessary office furnishings and personal property needed for the operation of the Senate.

(e) While the General Assembly is in session, the Sergeant-at-Arms shall be responsible to the Senate for all maintenance, installations, repairs and necessary work to the physical plant, to the telephones and utilities, and to all personal and real property, in the Senate area of the State Legislative Building, subject to the approval of the Committee on Rules and Operation of the Senate.

RULE 62. *Principal Clerk's Staff.* — The Principal Clerk of the Senate shall employ all necessary employees and clerks required to carry out the duties of his office. The Principal Clerk shall have supervision and control, and shall assign such duties and powers as he shall direct to his employees and clerks.

RULE 63. *Committee Clerks.* — (a) The President of the Senate shall appoint clerks to such committees as he may deem necessary and appropriate.

(b) All Committee Clerks, when not in attendance upon the direct duties connected with their committee shall report to the Supervisor of Committee Clerks for such duties as may be assigned to them upon approval by Committee Chairmen.

RULE 64. *Senate Journal.* — The Principal Clerk shall prepare and be responsible for the Journal. The Committee on Rules and Operation of the Senate shall examine the Journal to determine if the proceedings of the previous day have been correctly recorded.

RULE 65. *Disbursing Clerk to order supplies.* — (a) All necessary supplies and stationery for the Senate shall be purchased upon requisition of the Disbursing Clerk under the supervision of the Persident of the Senate.

(b) All equipment, including typewriters and dictating equipment, shall be requisitioned from the Disbursing Clerk who shall distribute the equipment under the supervision of the Committee on Rules.

VIII

GENERAL RULES

RULE 66. *President to sign papers.* — All acts, addresses and resolutions, and all warrants and subpoenas issued by order of the Senate shall be signed by the President.

RULE 67. *Admission to the floor of the Senate.* — No person except members of the Senate, members of the House of Representatives, staff of the General Assembly; Judges of the Supreme Court, Court of Appeals, and Superior Courts; the Governor and members of the Council of State; former members of the General Assembly; and persons particularly invited and extended the privileges of the floor by the President shall be admitted to the floor of the Senate during its session. No registered lobbyist shall be admitted to the floor of the Senate or Senate Chamber while the Senate is in session.

RULE 68. *Privileges of the floor.* — Any group or individual other than members of the Senate who desires to make remarks upon the floor of the Senate will first obtain approval of the Committee on Rules and Operation of the Senate.

RULE 69. *News Media.* — The President is authorized to assign area and equipment on the floor of the Senate for the use of the representatives of news media; and the President shall provide regulations for the operation of the representatives of the news media on the floor of the Senate.

RULE 70. *Absence without leave.* — No Senator or officer of the Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is absent without leave.

RULE 71. *Placing material on Senators' desks.* — Any person other than members of the Senate desiring to place articles of any kind on or about desks in the Senate Chamber or in the offices of the members of the Senate shall make written application to, and obtain written approval from, the Principal Clerk of the Senate.

RULE 72. *Assignment of Offices.* — The Chairman of the Committee on Rules and Operation of the Senate, subject to the approval of the Committee, is authorized to make assignments of committee rooms and offices to designated committees, chairmen, and members of the Senate. The office adjacent to any committee room assigned to a principal committee by the Chairman of the Committee on Rules and Operation of the Senate, subject to the approval of the Committee on Rules and Operation of the Senate, shall be automatically assigned to the chairman of the principal committee. In making such assignments of individual offices, the said chairman shall give preferential consideration to the respective members according to the length of service which each member has rendered in the General Assembly.

RULE 73. *Administrative rules and regulations involving Senate employees.* — All administrative rules, regulations and orders involving all individuals employed to perform duties for the Senate, other than those appointed by the Principal Clerk and the Sergeant-at-Arms, shall be first approved by the Committee on Rules and Operation of the Senate.

RULE 74. *Notice of public hearings.* — Notice shall be given not less than five calendar days prior to public hearings. Such notices shall be issued as

information for the press and shall be posted in the offices of the Principal Clerks.

RULE 75. *Public hearings, filing of written statements.* — Persons desiring to appear and be heard at a public hearing are encouraged to file a brief or a written statement of the remarks to be made at least 24 hours before the time of the hearing.

RULE 76. *Voting in Joint Session.* — When any Senate Committee sits jointly with the House Committee, the Senate Committee reserves the right to vote separately from the House Committee.

RULE 77. *Alteration, suspension or rescission of rules.* — No rule of the Senate shall be altered, suspended, or rescinded except on a two-thirds vote of the Senators present.

Senators Taylor and Robert J. Barker offer an amendment to Rule 35, which would provide for roll calls on bills being considered in committee, which amendment fails of adoption.

Upon motion of Senator Allen, the rules of the Senate as proposed by the Committee on Rules and Operation of the Senate are adopted, and are made the permanent rules of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 31, a bill to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 44. The bill remains upon the Calendar.

H. B. 224, a bill to amend Chapter 504, Session Laws of 1961, the charter of the town of Dallas, as it relates to public contracts, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 44. The bill remains upon the Calendar.

S. B. 153, a bill to amend the charter of the town of Spring Hope in the county of Nash relating to the election of local officials. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 163, a bill to amend the charter of the city of Wilson. Upon motion of Senator Kirby, consideration of the bill is postponed until Wednesday, February 21.

S. B. 165, a bill to amend Chapter 583 of the Public-Local Laws of North Carolina, Session 1923. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 257, a bill relating to the composition of the Winston-Salem/Forsyth County joint planning board. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 279, a bill to amend Chapter 278 of the Session Laws of 1971, affecting the town of Clinton. Senator Blanchard offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 188, a bill to make the General Statutes applicable to the Tax Collector of Greene County. Passes its second and third readings and is ordered enrolled.

H. B. 213, a bill to amend Chapter 184, Public-Local Laws of 1941 to provide that the Board of School Commissioners of the Albemarle Special School Tax District shall be elected at the same time as the Governing Body of the town of Albemarle. Passes its second and third readings and is ordered enrolled.

S. B. 156, a bill to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client, upon third reading. Senator Mauney moves that the bill be re-referred to Committee on Judiciary No. 1, which motion fails to prevail. Senator Britt calls the previous question, seconded by Senator Alford. The call is sustained. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 281, a bill to provide for the filling of vacancies in the General Assembly in multi-county districts, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 11, Committee Substitute for S. B. 11, a bill to establish state-wide public kindergarten programs in all county and city school administrative units. Upon motion of Senator Alford, the Committee Substitute is adopted. Upon motion of Senator Alford, the bill is re-referred to Committee on Appropriations.

Upon motion of Senator Mullins, the Senate adjourns to meet tomorrow at 2:30 P.M.

THIRTY-FIRST DAY

SENATE CHAMBER,
Wednesday, February 21, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 161, upon motion of Senator Allsbrook, S. B. 161, a bill to amend General Statute 148-58 so as to restrict parole consideration on the minimum term of an indeterminate sentence, is ordered taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Social Rehabilitation and Control and Law Enforcement.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. B. 188, an act to make the General Statutes applicable to the Tax Collector of Greene County.

H. B. 213, an act to amend Chapter 184, Public-Local Laws of 1941 to provide that the Board of School Commissioners of the Albemarle Special School Tax District shall be elected at the same time as the governing body of the town of Albemarle.

S. B. 103, an act to amend General Statute 28-68 to raise from one thousand dollars to two thousand dollars the amount of indebtedness to an estate which may be administered by the clerk of superior court.

H. J. R. 368, a joint resolution honoring the life and memory of Richard S. Jones, Sr., former member of the General Assembly.

H. J. R. 384, a joint resolution honoring the life and memory of Mrs. Tressie Pierce Boyd, a former member of the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Godwin, for the Committee on Banking:

S. B. 227, a bill to provide equity between State and national banks as to reserve requirements in North Carolina, with a favorable report, as amended.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 40, a bill to require the Supreme Court to promulgate a code of judicial conduct for the guidance of the judges of the General Court of Justice, with a favorable report, as amended.

H. B. 79, a bill to amend General Statute 7A-375 to provide for alternate and holdover members on the Judicial Standards Commission, with a favorable report.

By Senator Kirby, for the Committee on Finance:

H. B. 13, a bill to amend General Statute 105-4, relating to inheritance tax exemptions, to provide that the exemptions for surviving husbands shall be the same as for surviving wives, with a favorable report.

H. B. 148, a bill to amend the inheritance tax laws relating to prepayment of inheritance taxes, with a favorable report.

S. J. R. 135, a joint resolution establishing legislative policy concerning the classification and exemption of property for tax purposes, with a favorable report.

S. J. R. 136, a joint resolution creating a commission for the study of the property tax, with a favorable report.

S. J. R. 278, a joint resolution opposing a bill now pending in Congress to repeal the tax exempt privilege on State and local government bonds, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 140, a bill to amend General Statute 20-11(b) relative to learners' permits for minors, with a favorable report, as amended.

S. B. 214, a bill to amend General Statute 20-7(a) relative to drivers' license requirements for new residents, with a favorable report.

S. B. 200, a bill to amend General Statute 20-183.7 to increase the fee for an inspection certificate from twenty-five cents to thirty-five cents, with an unfavorable report.

S. B. 205, a bill to amend General Statute 20-14 to require duplicate licenses to be obtained in certain cases, with an unfavorable report.

S. B. 297, a bill to amend General Statute 20-74 to increase the penalty for failure to make timely application for transfer of title, with an unfavorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 288, a bill appropriating funds to the Department of Natural and Economic Resources for the purchase of lands in Jackson County to establish a new State park, without prejudice. Upon motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

S. B. 289, a bill to appropriate funds to the Department of Natural and Economic Resources, Division of Forest Resources, for forest fire control purposes in McDowell County, without prejudice. Upon motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

S. B. 311, a bill to exempt the blind from inland fishing license requirements, with a favorable report. Upon motion of Senator Staton, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 321, by Senators Rhyne, Horton, Mauney and Rauch, a bill to continue validity of a minor's employment certificate upon change of employment. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 322, by Senators Mullins, Horton, Bagnal, Butner, Sharpe, Poovey, Kincaid, Hughes, Wilkie, Robert J. Barker, Blanchard, Taylor, Bahakel and Murrow, a bill to appropriate additional funds for the Narcotics Division of the State Bureau of Investigation. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 323, by Senators Henley, Rhyne, Folger, Moore, Bahakel, Hardison, Stallings, Deane, White, Strickland, Godwin, Webster, Knox, Garrison, Mauney, Harrington, Gudger, Saunders, Royall, Lynwood Smith, Allen, Raynor, Allsbrook and Kincaid, a bill to amend General Statute 115-153 of the Public School Laws of North Carolina. Referred to Committee on Education.

S. B. 324, by Senators Lynwood Smith, Strickland, Henley, Stallings, Alford, Garrison, Staton, Folger, Scott, Webster, Hardison, Royall, Coleman and Saunders, a bill to be known as the North Carolina Firefighters Minimum Standards Commission. Referred to Committee on Judiciary No. 1.

S. B. 325, by Senators Garrison, Deane and Stallings, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State. Referred to Committee on Appropriations.

S. B. 326, by Senators Hughes, Wilkie, Butner, Robert J. Barker, Taylor, Garrison, Mauney, Poovey, Sharpe, Mullins, Knox, Murrow, Mills, Williamson and Bob L. Barker, a bill to amend General Statute 58-248.9 to prevent discrimination by age in automobile liability insurance rates. Referred to Committee on Insurance.

S. B. 327, by Senator Hughes, a bill to provide for a county electrical inspector in Avery County and to prohibit municipalities from employing electrical inspectors. Referred to Committee on Local Government and Regional Affairs.

S. B. 328, by Senators Raynor, Scott, Hardison and Henley, a bill to provide direct grants for community programs for emotionally disturbed children. Referred to Committee on Mental Health.

S. B. 329, by Senators Bob L. Barker and Staton, a bill to appropriate additional funds to the State Board of Health, Department of Human Resources, for establishment and support of a Developmental Disability Clinic in Wake County. Referred to Committee on Public Health and Resources.

S. B. 330, by Senator Moore, a bill to provide that any Statewide election day shall be a holiday for the public schools. Referred to Committee on Election Laws.

S. B. 331, by Senators Strickland, Stallings, Mills, Bob L. Barker, Knox, Lynwood Smith, Garrison, Williamson, Britt, Scott, Deane, Godwin, Saunders, Alford, Somers, Henley, Allen, Staton and Kirby, a bill to make a supplemental appropriation for the support of the North Carolina Firemen's Pension Fund. Referred to Committee on Appropriations.

S. B. 332, by Senators Strickland, Stallings, Mills, Bob L. Barker, Knox, Lynwood Smith, Garrison, Godwin, Britt, Scott, Henley, Saunders, Alford, Somers, Staton, Williamson, Deane, Allen and Kirby, a bill to appropriate funds for the deficit funding of the North Carolina Firemen's Pension Fund. Referred to Committee on Appropriations.

S. B. 333, by Senator Coleman, a bill to abolish the requirement that injuries be by accident to recover Workmen's Compensation. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 334, by Senator Coleman, a bill to amend General Statute 47-71.1 so as to validate corporate deeds made prior to July 1, 1973, on which the corporate seal was omitted. Referred to Committee on Judiciary No. 2.

S. B. 335, by Senator Folger, a bill to provide for commitment of criminal defendants for observation and treatment by District Court Judges. Referred to Committee on Judiciary No. 1.

S. B. 336, by Senator Folger, a bill to amend the charter of the town of Elkin to regulate the presentation of claims. Referred to Committee on Local Government and Regional Affairs.

S. B. 337, by Senator Folger, a bill to prohibit the withholding of funds from local mental health units. Referred to Committee on Mental Health.

S. B. 338, by Senator Folger, a bill to prohibit the consumption of malt beverages or unfortified wine on public streets or in automobiles. Referred to Committee on Judiciary No. 1.

S. R. 339, by Senators Knox, Bahakel, Moore, Mullins and Allen, a resolution calling for the meeting of the North Carolina and South Carolina General Assemblies. The resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 340, by Senator White, a bill to amend General Statute 106-568 by adding thereto a Section 106-568.34 to authorize, as needed, a shift from a per-acre unit for tobacco assessment to a corresponding poundage unit. Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 31, a bill to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington, upon third reading. Upon motion of Senator Taylor, consideration of the bill is postponed until Thursday, February 22.

H. B. 224, a bill to amend Chapter 504, Session Laws of 1961, the charter of the town of Dallas, as it relates to public contracts, upon third reading. The bill passes its third reading by roll call vote, ayes 47, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith,

McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. Those voting in the negative are: Senator Somers. The bill is ordered enrolled.

S. B. 163, a bill to amend the charter of the city of Wilson. Senator Kirby offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Thursday, February 22.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Thursday, February 22.

S. B. 104, a bill to limit the identification records which may be used in determining whether a beer sale is being made to a minor. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 106, a bill to make the percentage of voters required for location of ABC stores conform to the percentage required for the call of liquor elections. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 108, a bill to specify the authority of local boards of alcoholic control to acquire and dispose of property. Upon motion of Senator Stallings, the bill is re-referred to the Committee on Local Government and Regional Affairs.

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems. The bill passes its second reading. Senator Mills objects to the third reading of the bill. Upon motion of Senator Gudger, consideration of the bill is postponed until Wednesday, February 28.

S. B. 111, a bill to authorize all law enforcement officers to enforce liquor laws on licensed premises. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 112, a bill relating to seizure and sale of illegal distilleries and materials used therefor. Senator Rhyne offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 115, a bill to clarify the law regarding sales of beer and wine on premises with off-premises permits. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 116, a bill to revise the Genral Statutes with regard to acts prohibited by permittees. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 117, a bill to revise the law regarding ABC elections. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 118, a bill to modify the law regarding local beer and wine elections. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 175, a bill to amend General Statute 20-85 to increase the fees for recording a supplementary lien and for removing a lien from a certificate of title. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 208, a bill to amend General Statute 31-33 to allow nonresident parties interested in the caveat of a will to be served by registered mail. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 220, a bill to amend General Statute 45-12 regarding the clerk's certification of trustee substitutions. Passes its second and third readings and is ordered sent to the House of Representatives.

The President appoints Senators Mauney, Wilkie, Webster, Harrington, Bob L. Barker and Robert J. Barker to serve as a committee on the part of the Senate to greet and escort the Apollo 17 astronauts on their visit to the Legislative Building on Friday, February 23.

Upon motion of Senator Webster, the Senate adjourns to meet tomorrow at 2:30 P.M.

THIRTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 22, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Moore, Alford and Scott for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 139, an act to exclude Surry County in the provisions of General Statute 67-13 relating to proceeds of license tax on dogs.

S. B. 166, an act to provide that the County Accountant of Avery County shall be appointed, and to provide for filling vacancies in county offices.

H. B. 224, an act to amend Chapter 504, Session Laws of 1961, the charter of the town of Dallas, as it relates to public contracts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

H. J. R. 199, a joint resolution urging reinstatement of congressional appropriations for the Rural Environmental Assistance Program and other funding reductions of the United States Department of Agriculture programs, with a favorable report, as amended.

By Senator Folger, for the Committee on Constitution:

S. B. 8, a bill to ratify the Twenty-Seventh Amendment to the Constitution of the United States of America relating to equal rights for men and women, with an unfavorable report as to bill, favorable as to Committee Substitute bill.
Upon motion of Senator Folger, the Committee Substitute bill is placed on today's Calendar.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. R. 9, a Senate resolution regarding support of legislation designed to provide deterrents to crime, with a favorable report, for adoption.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 225, a bill to amend General Statute 50-10 to allow divorce actions to be tried by a judge or jury, with a favorable report. Upon motion of Senator Britt, the bill is placed on the Calendar for Tuesday, February 27.

By Senator Royall, for the Committee on Public Health and Resources:

S. B. 301, a bill to appropriate funds for incentive payments to doctors who will practice in medically deprived areas, without prejudice. Upon motion of Senator Royall, the bill is re-referred to Committee on Appropriations.

S. B. 329, a bill to appropriate additional funds to the State Board of Health, Department of Human Resources, for establishment and support of a developmental disability clinic in Wake County, without prejudice. Upon motion of Senator Royall, the bill is re-referred to Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 341, by Senator Somers, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases. Referred to Committee on Highway Safety.

S. B. 342, by Senators Saunders and Folger, a bill to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this Act in conformity with plans entered into between the State and the Federal Government. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 343, by Senator Rauch, a bill to provide information, advice, services and supplies to minors, where appropriate, without parental consent. Referred to Committee on Public Health and Resources.

S. B. 344, by Senator Knox, a bill to amend General Statute 7A-377(b) to provide for the investigator for specific cases before the Judicial Standards Commission, and to provide for service of process issued by the Judicial Standards Commission. Referred to Committee on Courts and Judicial Districts.

S. J. R. 345, by Senators Royall, Staton, Allsbrook, Mauney, Harrington, Saunders, Rhyne, Williamson, Bob L. Barker, Alford, Hardison, Moore, Gudger, Deane, White, Strickland, Garrison, Webster, Mills, Godwin, Britt, Stallings, Bahakel, Kirby, Knox, Coleman, McNeill Smith, Folger, Henley, Raynor, Scott, Lynwood Smith, Rauch, and Allen, a joint resolution honoring the memory of Harry S. Truman, thirty-third President of the United States. Upon motion of Senator Royall, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 208, a bill to amend General Statute 20-28(b) to make the same applicable to permanent license suspension. Referred to Committee on Highway Safety.

H. B. 244, a bill to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates. Referred to Committee on Highway Safety.

H. B. 288, Committee Substitute for H. B. 288, a bill relating to the games of "bingo" and "skilo" in Wilkes County. Referred to Committee on Local Government and Regional Affairs.

H. B. 386, a bill to amend General Statute 115-133.2 to authorize the Board of Education of Pitt County to offer reward for damage to school property. Referred to Committee on Local Government and Regional Affairs.

H. B. 402, a bill amending Chapter 551 of the Session Laws of 1969 relating to financial assistance to persons relocated by municipal action. Referred to Committee on Local Government and Regional Affairs.

H. B. 406, a bill to authorize the Board of County Commissioners of Buncombe County to appropraite for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars per year. Referred to Committee on Local Government and Regional Affairs.

H. B. 419, a bill to amend General Statute 47-17.1 so as to require that certain papers and documents registered in Jackson County show thereon the name of the draftsman. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 449, a joint resolution recognizing and congratulating the North Carolina Wildlife Federation. Upon motion of Senator Kincaid, the rules are suspended and the resolution is placed on its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 31, a bill to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington, upon third reading. The bill passes its third reading by roll call vote, ayes 43, noes 1, as follows: Those voting in the affirmative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 43. Those voting in the negative are: Senator Rhyne — 1. The bill is ordered enrolled.

S. B. 40, a bill to require the Supreme Court to promulgate a code of judicial conduct for the guidance of the judges of the General Court of Justice. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen. Senator Mullins offers an amendment which is adopted. Senator Mullins offers a second amendment. Senator Kincaid calls for the ayes and noes on the second amendment offered by Senator Mullins, which call is sustained. The second amendment offered by Senator Mullins passes by roll call vote, ayes 26, noes 20, as follows: Those voting in the affirmative are: Senators Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Folger, Godwin, Gudger, Harrington, Henley, Horton, Kirby, Knox, Mullins, Poovey, Raynor, Rountree, Royall, Sharpe, Lynwood Smith, Somers, Stallings, Staton, Webster, Williamson — 26. Those voting in the negative are: Senators Bagnal, Blanchard, Butner, Coleman, Deane, Garrison, Hardison, Hughes, Kincaid, Mauney, Mills, Murrow, Rauch, Rhyne, Saunders, McNeill Smith, Strickland, Taylor, White, Wilkie — 20. Senator Staton calls for the ayes and noes on the vote upon the second reading of the bill. The call is sustained. Senator Folger offers an amendment which is adopted. Senator Folger offers a second amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 1, as follows: Those voting in the afirmative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison,

Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 45. Those voting in the negative are: Senator Somers — 1. Upon objection of Senator McNeill Smith to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test. Senators Mullins and Godwin offer an amendment. Senator Strickland offers a substitute amendment. Senator McNeill Smith calls for the ayes and noes on the substitute amendment offered by Senator Strickland, which call is sustained. Senator Garrison calls the previous question, seconded by Senator Allsbrook. The call is sustained. The substitute amendment offered by Senator Strickland is adopted by roll call vote, ayes 30, noes 14, as follows: Those voting in the affirmative are: Senators Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Garrison, Gudger, Hardison, Henley, Hughes, Kincaid, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White — 30. Those voting in the negative are: Senators Allsbrook, Britt, Folger, Godwin, Harrington, Horton, Kirby, Knox, Mullins, Rhyne, Royall, Somers, Webster, Williamson — 14. Senator Gudger offers an amendment which fails of adoption. Senator Gudger calls the previous question, seconded by Senator Staton. The call is sustained. Senator McNeill Smith calls for the ayes and noes on the second reading of the bill, which call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 36, noes 8, as follows: Those voting in the affirmative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie — 36. Those voting in the negative are: Senators Folger, Godwin, Knox, Mullins, Rhyne, Somers, Webster, Williamson — 8. Upon objection of Senator McNeill Smith to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 8, Committee Substitute for S. B. 8, a bill to ratify the Twenty-Seventh Amendment to the Constitution of the United States of America relating to equal rights for men and women. Upon motion of Senator Folger, the Committee Substitute is adopted. Upon motion of Senator Folger, the Committee Substitute bill is placed on the Calendar for Wednesday, February 28.

Upon motion of Senator Allsbrook, the Senate adjourns to meet tomorrow at 10:30 A.M.

THIRTY-THIRD DAY

SENATE CHAMBER,
Friday, February 23, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services in the Senate this week: Billy Ray Barfield, Raleigh; David Murray Rudisill, Badin; Sheree Lynn Belton, Winston-Salem; Carl Samet, High Point; Lyda Teer, Durham; Vaughn S. Winborne, Raleigh; Brenda Forrest, Raleigh; Elizabeth James Griffin, Marshville; Janice Alison Stett, Kinston; Jeanette P. Smalley, Fayetteville; Stephen Southwell, Kings Mountain; Nancy Ellen Lamm, Swansboro; Jo Ann Bumgardner, Mount Holly; Denise Paulette Smith, Fayetteville; Sandra S. Southwell, Kings Mountain; Peter Markham Tucker, Southern Pines; Peggy Ann Tucker, High Point; Martha June Boyette, Kenly; Helen Ruth Fleming, Greenville; Jesse Simmons, Shallotte; Charles P. Ferguson, Gastonia; Kevin Bentley, Stanley.

The President grants leave of absence to Senator Stallings for Monday and Tuesday, February 26 and 27.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:56 A.M. and sent to the office of the Secretary of State:

S. B. 104, an act to limit the identification records which may be used in determining whether a beer sale is being made to a minor.

S. B. 106, an act to make the percentage of voters required for location of ABC stores conform to the percentage required for the call of liquor elections.

S. B. 111, an act to authorize all law enforcement officers to enforce liquor laws on licensed premises.

S. B. 116, an act to revise the General Statutes with regard to acts prohibited by permittees.

S. B. 197, an act to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners for the county of Transylvania in connection with the authorization of $4,950,000 school building bonds of said County and the holding of an election thereon.

H. J. R. 449, a joint resolution recognizing and congratulating the North Carolina Wildlife Federation.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 346, by Senator Robert J. Barker, a joint resolution commemorating the One Hundredth Anniversary of the incorporation of Apex, and inviting the Governor, Council of State, Members of the Senate and House, State officials

and employees and the people of North Carolina to attend the celebration May tenth through May fifteenth, One Thousand Nine Hundred and Seventy-Three. Upon motion of Senator Robert J. Barker, the rules are suspended and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 347, by Senator Garrison, a bill to amend General Statute 105-141 to exempt service compensation paid to prisoners of war. Referred to Committee on Veterans and Military Affairs.

S. B. 348, by Senator Strickland, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill. Referred to Committee on Higher Education.

S. B. 349, by Senator Moore, a bill to make various amendments to Chapter 163 of the General Statutes with regard to voter registration and party affiliation. Referred to Committee on Election Laws.

S. B. 350, by Senator Moore, a bill to amend General Statute 163-274 to make it a misdemeanor to vote in a precinct from which a voter has moved for more than thirty days. Referred to Committee on Election Laws.

S. B. 351, by Senators Gudger and Webster, a bill to amend General Statute 105-333(14) to exclude cable television companies from the definition of the term "public service company". Referred to Committee on Finance.

S. B. 352, by Senator Gudger, a bill prohibiting disorderly conduct by any person or group of persons at any hospital, clinic or on the grounds adjacent thereto. Referred to Committee on Judiciary No. 1.

S. B. 353, by Senator Gudger, a bill to repeal General Statute 148-52(e) pertaining to powers of State Board of Correction and Training. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 354, by Senator Taylor, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration and regulation of recreation, scenic and connecting or side trails and trail rights-of way. Referred to Committee on Natural and Economic Resources.

S. B. 355, by Senator Coleman, a bill to repeal the requirement that students enrolled in State supported institutions of higher education make an advance deposit of $50.00 if they intend to return to the institution for the following academic year. Referred to Committee on Finance.

S. B. 356, by Senator Coleman, a bill to amend Rule 65 of the Rules of Civil Procedure to require security by the State and local governments when seeking temporary restraining orders or preliminary injunctions and to allow liability thereon. Referred to Committee on Judiciary No. 2.

S. B. 357, by Senators Allsbrook, White, Knox, Moore and Bahakel, a bill to improve physical education programs in all county and city school administrative units. Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 262, a bill to amend General Statute 18A-28, relating to transportation of five gallons of alcoholic beverage, so as to make the Section applicable to the city of Lexington. Referred to Committee on Alcoholic Beverage Control.

H. B. 264, a bill to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil and tires on State contract. Referred to Committee on Local Government and Regional Affairs.

H. B. 370, a bill to prohibit annexation into Forsyth County by any governmental unit located outside of Forsyth County, and to prohibit annexation of noncontiguous territory within Forsyth County. Referred to Committee on Local Government and Regional Affairs.

H. B. 417, a bill to fix the salary of the Register of Deeds of Harnett County. Referred to Committee on Local Government and Regional Affairs.

H. B. 304, a bill to amend General Statute 162-5 to provide that in those counties where there is no coroner, the duties of the sheriff shall be performed by a deputy sheriff when a vacancy occurs in the sheriff's office. Referred to Committee on Judiciary No. 2.

H. B. 36, Committee Substitute for H. B. 36, a bill to eliminate the welfare lien and claim in favor of the County, State and Federal governments. Referred to Committee on Judiciary No. 2.

H. B. 132, a bill to specify the authority of local Boards of Alcoholic Control to acquire and dispose of property. Referred to Committee on Alcoholic Beverage Control.

H. B. 136, a bill relating to seizure and sale of illegal distilleries and materials used therefor. Referred to Committee on Alcoholic Beverage Control.

H. B. 248, a bill to amend General Statute 20-185 to make the benefits provided by that Section available to driver license examiners giving road tests. Referred to Committee on Highway Safety.

H. B. 249, a bill to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division. Referred to Committee on Highway Safety.

H. B. 251, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents. Referred to Committee on Highway Safety.

H. B. 24, Committee Substitute for H. B. 24, a bill to give private citizens standing to sue to require environmental agencies to enforce their standards of environmental quality. Referred to Committee on Natural and Economic Resources.

S. B. 206, a bill to place Onslow County under the General Law regarding bail bondsmen and runners, for concurrence in House amendments. The bill is placed upon the Calendar for Monday, February 26.

S. J. R. 253, a joint resolution expressing the appreciation of the General Assembly to our military veterans, for concurrence in House amendment. The resolution is placed upon the Calendar for Monday, February 26.

H. J. R. 459, a joint resolution honoring the Oxford Masonic Orphanage in its Centennial Year, complimenting the institution for its endeavors and contributions over the years, and recognizing its pioneering effort in organizing child care in our State. Upon motion of Senator Allen, the rules are suspended, and the resolution is placed upon the Calendar for immediate consideration. The resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 9, a resolution regarding support of legislation designed to provide deterrents to crime. The resolution is adopted. (The text of this resolution appears in the Appendix.)

S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen, as amended, upon third reading. Senator Knox offers an amendment, which is adopted. Senator Knox offers a second amendment, which is adopted. Senator Knox offers a third amendment, which is adopted. Senator Allsbrook moves that consideration of the bill, as amended, be postponed until Tuesday, February 27. Upon motion of Senator Alford, seconded by Senator Coleman, S. B. 85 is made Special Order No. 1 for Tuesday, February 27.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, as amended, upon third reading. Senator Knox offers an amendment, which is adopted. Senator Moore offers an amendment, which is adopted. Senator Moore offers a second amendment, which fails of adoption. Upon motion of Senator Allsbrook, consideration of the bill, as amended, is postponed until Tuesday, February 27 and is made Special Order No. 2 for that day.

S. J. R. 135, a joint resolution establishing legislative policy concerning the classification and exemption of property for tax purposes. Senator Mullins offers an amendment. Upon motion of Senator Strickland, consideration of the bill and pending amendment is postponed until Tuesday, February 27.

S. J. R. 136, a joint resolution creating a commission for the study of the property tax. The resolution passes its second reading. Senator Strickland objects to the third reading, and upon his motion, the resolution is placed upon the Calendar for Tuesday, February 27.

Upon motion of Senator Allen, the Senate adjourns to meet on Monday at 8:00 P.M.

THIRTY-FOURTH DAY

SENATE CHAMBER,
Monday, February 26, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bahakel, White, and Kirby for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:04 P.M. and sent to the office of the Secretary of State:

S. B. 117, an act to revise the law regarding ABC elections.

S. B. 118, an act to modify the law regarding local beer and wine elections.

S. B. 190, an act to allow the appointment of a District Court Judge to the Advisory Council on Alcoholism to the North Carolina Board of Mental Health.

S. B. 281, an act to provide for the filling of vacancies in the General Assembly in multi-county districts.

H. B. 31, an act to provide for voluntary annexation by the city of Wilmington of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Wilmington.

S. J. R. 71, a joint resolution urging reinstatement of the 1972 Congressional appropriation for the Rural Environmental Assistance Program for 1973.

H. J. R. 459, a joint resolution honoring the Oxford Masonic Orphanage in its centennial year, complimenting the institution for its endeavors and contributions over the years, and recognizing its pioneering effort in organizing child care in our State.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Webster, for the Committee on Local Government and Regional Affairs:

S. B. 232, a bill to provide for budget officer in Avery County, to provide a secretary for the Tax Collector and to require deputy sheriffs to be approved by the Board of County Commissioners, with a favorable report, as amended.

S. B. 242, a bill to extend the corporate limits of the city of Lumberton, with a favorable report, as amended.

S. B. 308, a bill to create the Madison Medical Facility Authority, with a favorable report, as amended.

S, B. 310, a bill to amend Chapter 14, Section 197 of the General Statutes of North Carolina by removing Swain County as an exempted county from the provisions of this Act relating to the use of indecent language, with a favorable report.

S. B. 313, a bill relating to the terms of office of the County Commissioners of Union County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 358, by Senator Rountree, a bill to amend Chapter 50, Session Laws of 1963, so as to authorize the Pender County Board of Alcoholic Rehabilitation and Education funds within Pender County. Referred to Committee on Local Government and Regional Affairs.

S. B. 359, by Senators Kincaid and Hughes, a bill to appropriate funds to the Old Colony Players for its production of "From This Day Forward." Referred to Committee on Appropriations.

S. B. 360, by Senator Knox, a bill to amend Article 5 of Chapter 15 to expand the peace bond procedure to allow law enforcement officers to intervene effectively in family crisis/domestic violence and similar situations. Referred to Committee on Courts and Judicial Districts.

S. B. 361, by Senator Knox, a bill to amend General Statute 14-269 to authorize law enforcement agencies to regulate possession of concealed weapons by law enforcement officers. Referred to Committee on Judiciary No. 1.

S. J. R. 362, by Senators Webster, Godwin, and Royall, a joint resolution honoring the life and memory of Jule McMichael, former Democratic member of both branches of the General Assembly of North Carolina, who served his county, district and State with honor, devotion and distinction. Upon motion of Senator Webster, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 363, by Senators Strickland, Lynwood Smith, Bob L. Barker, Williamson, Staton, Garrison, and Raynor, a bill to amend Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Pension Fund. Referred to Committee on Appropriations.

S. B. 364, by Senator Strickland, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education. Referred to Committee on Higher Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 85, Committee Substitute for H. B. 85, a bill relating to the recommendation and appointment of precinct officials. Referred to Cornmittee on Election Laws.

H. J. R. 421, a joint resolution commending the civic and religious organizations, government employees, Red Cross, members of the armed services and law enforcement officers during the recent disaster of flood and snow storms in Eastern North Carolina. Referred to Committee on Rules and Operation of the Senate.

H. B. 250, a bill to amend General Statute 20-6 relative to the definition of chauffeur. Referred to Committee on Highway Safety.

H. B. 144, a bill to prohibit political campaign material from being placed on State highway right-of-way. Referred to Committee on Election Laws.

H. J. R. 353, a joint resolution urging that Congress defeat legislation that would repeal the tax exempt status of state and municipal bonds. Referred to Committee on Finance.

H. B. 253, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c). Referred to Committee on Highway Safety.

H. B. 397, a bill to abolish the Research Triangle Regional Planning Commission and transfer its assets to the Triangle J Council of Governments. Referred to Committee on Local Government and Regional Affairs.

H. B. 366, a bill to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent. Referred to Committee on Judiciary No. 2.

H. J. R. 403, a joint resolution honoring the men and women who served our country in the conflict in Southeast Asia. Referred to Committee on Veterans and Military Affairs.

H. J. R. 405, a joint resolution honoring the Kingsmen Quartet of Asheville. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 475, a joint resolution honoring Arthur E. Justice, Jr., for heroic achievement. Upon motion of Senator Taylor, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled. (The text of this resolution appears in the Appendix.)

S. J. R. 17, a joint resolution continuing the Criminal Code Commission, for concurrence in House amendment. Upon motion of Senator Strickland, the Senate concurs in the House amendment and the resolution, as amended, is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 206, a bill to place Onslow County under the general law regarding bail bondsmen and runners, for concurrence in the House amendment. Senator Mills moves that the Senate do not concur in the House amendment, which motion prevails. A message is ordered sent to the House of Representatives informing that honorable body of such action and requesting a conference to resolve the differences.

S. B. 140, a bill to amend General Statute 20-11(b) relative to learner's permits for minors. Upon motion of Senator Folger, the Committee amendment is adopted. Senator Folger offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Folger to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 214, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Wednesday, February 28.

S. B. 227, a bill to provide equity between state and national banks as to reserve requirements in North Carolina. Upon motion of Senator Godwin, the Committee amendment is adopted. Upon motion of Senator Godwin, consideration of the bill, as amended, is postponed until Tuesday, February 27.

S. J. R. 278, a joint resolution opposing a bill now pending in Congress to repeal the tax exempt privilege on State and local government bonds. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 13, a bill to amend General Statute 105-4, relating to inheritance tax exemptions, to provide that the exemptions for surviving husbands shall be the same as for surviving wives. Upon motion of Senator Strickland, consideration of the bill is postponed until Wednesday, February 28.

H. B. 79, a bill to amend General Statute 7A-375 to provide for alternate and holdover members of the Judicial Standards Commission. Upon motion of Senator Bob L. Barker, consideration of the bill is postponed until Thursday, March 1.

H. B. 148, a bill to amend the inheritance tax laws relating to prepayment of inheritance taxes. Upon motion of Senator Strickland, consideration of the bill is postponed until Wednesday, February 28.

H. J. R. 199, a joint resolution urging reinstatement of Congressional appropriations for the Rural Environmental Assistance Program and other funding reductions of the United States Department of Agriculture programs. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Wednesday, February 28.

S. J. R. 253, a joint resolution expressing the appreciation of the General Assembly to our military veterans, for concurrence in House amendment. Upon motion of Senator Mauney, the Senate concurs in House amendment and the resolution, as amended, is ordered enrolled.

Upon motion of Senator Coleman, the Senate adjourns to meet tomorrow at 2:30 P.M.

THIRTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, February 27, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe B. Zimmerman, Pastor of Fellowship Baptist Church, Wake County.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Kirby for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:33 P.M. and sent to the office of the Secretary of State:

S. B. 138, an act to abolish the office of coroner in Surry County upon the expiration of the term of the present coroner.

S. J. R. 17, a joint resolution continuing the Criminal Code Commission.

S. J. R. 253, a joint resolution expressing the appreciation of the General Assembly to our military veterans.

S. J. R. 345, a joint resolution honoring the memory of Harry S. Truman, thirty-third president of the United States.

H. J. R. 475, a joint resolution honoring Arthur E. Justice, Jr., for heroic achievement.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 237, a bill to reduce the required waiting period prior to performance of a voluntary sterilization operation, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

H. B. 149, a bill to amend General Statute 20-81.5 to provide that a member of the Civil Air Patrol may purchase not more than two Civil Air Patrol plates, with a favorable report.

By Senator Mauney, for the Committee on Veterans' and Military Affairs:

H. B. 195, a bill to amend General Statute 103-4 to provide that November 11 shall be designated the official public holiday as the celebration of Veterans Day, with a favorable report.

H. J. R. 403, a joint resolution honoring the men and women who served our country in the conflict in Southeast Asia, with a favorable report.

S. B. 347, a bill to amend General Statute 105-141 to exempt service compensation paid to prisoners of war, with a favorable report. Upon motion of Senator Mauney, the bill is re-referred to the Committee on Finance.

S. J. R. 307, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 365, by Senators Crawford and Gudger, a joint resolution urging the United States Department of Agriculture to cancel reported plans to move the ASCS Eastern Aerial Photography Laboratory from Asheville, North Carolina to Salt Lake City, Utah. Referred to Committee on Agriculture.

S. B. 366, by Senator Rauch, a bill relating to administering the Local Governmental Employees' Retirement Act. Referred to Committee on State Government.

S. B. 367, by Senator Rauch, a bill revising benefits of the Local Governmental Employees' Retirement System. Referred to Committee on State Government.

S. B. 368, by Senator Rauch, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. Referred to Committee on State Government.

S. B. 369, by Senator Rauch, a bill relating to administering the Teachers' and State Employees' Retirement System. Referred to Committee on State Government.

S. B. 370, by Senator Mullins, a bill to repeal the Sales and Use Tax upon food purchased for home consumption, to eliminate the $120 Sales and Use Tax limitation applied to purchases of motor vehicles, airplanes, boats, railway cars and locomotives, to increase the cigarette tax from two cents to five cents per package and to raise the surtaxes upon beer, fortified and unfortified wines, and spirituous liquors. Referred to Committee on Finance.

S. B. 371, by Senators Lynwood Smith, Webster, Staton, Alford, Garrison, and Mauney, a bill amending Article 9 of Chapter 54 of the General Statutes relating to credit unions. Referred to Committee on Banking.

S. B. 372, by Senator Lynwood Smith, a bill to permit State chartered credit unions to merge. Referred to Committee on Banking.

S. B. 373, by Senator Lynwood Smith, a bill amending General Statute 143A-181 relating to appeals to the Credit Union Commission from decisions of the administrator of credit unions. Referred to Committee on Banking.

S. B. 374, by Senator Lynwood Smith, a bill authorizing the administrator of credit unions to require the retention of certain credit union records. Referred to Committee on Banking.

S. B. 375, by Senator Lynwood Smith, a bill to amend General Statute 58-210, relating to life insurance, so as to provide that the maximum amount of life insurance on a debtor may be increased from $5,000 to $10,000. Referred to Committee on Banking.

S. B. 376, by Senators White, Staton, Blanchard, Kincaid, Knox, Raynor, Webster, Robert J. Barker, Hardison, Garrison, Rauch, Butner, Harrington, McNeill Smith, Poovey, Alford, Sharpe, Mills, Strickland, Wilkie, Allsbrook, Lynwood Smith, Williamson, Crawford, Gudger, Bob L. Barker, Coleman, and Saunders, a bill to provide a reasonable limit on class size in the public schools of North Carolina so as to improve instruction. Referred to Committee on Education.

S. B. 377, by Senators Alford and Kirby, a bill to repeal Section 1½ of Chapter 1232 of the 1969 Session Laws, so as to place the incorporated municipalities in Franklin County under the State's general annexation laws. Referred to Committee on Local Government and Regional Affairs.

S. B. 378, by Senators Mauney, Poovey, Hughes, Webster, Wilkie, Rauch, Murrow, and Saunders, a bill to provide scholarships for children of prisoners of war and missing in action veterans. Referred to Committee on Higher Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 189, a bill to revise and consolidate the charter of the city of Goldsboro and to repeal existing charter and Special Acts. Referred to Committee on Local Government and Regional Affairs.

S. B. 255, a bill regulating the sale of livestock at public livestock markets, for concurrence in the House amendment. Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 242, a bill to extend the corporate limits of the city of Lumberton, upon second reading. Upon motion of Senator Britt, the Committee amendment, held not to be material, is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane,

Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill, as amended, remains upon the Calendar.

S. B. 232, a bill to provide for a budget officer in Avery County, to provide a secretary for the Tax Collector and to require deputy sheriffs to be approved by the Board of County Commissioners. Upon motion of Senator Hughes, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 310, a bill to amend Chapter 14, Section 197 of the General Statutes of North Carolina by removing Swain County as an exempted county from the provisions of this Act relating to the use of indecent language. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 313, a bill relating to the terms of office of the County Commissioners of Union County. Passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDERS

The hour having arrived for the consideration of the special orders, the President lays before the Senate Special Order No. 1, it being S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen, upon third reading. Senator Godwin offers an amendment which is adopted. Senator Allsbrook offers an amendment. Senator Poovey moves that the amendment offered by Senator Allsbrook do lie upon the table. The motion prevails and the amendment lies upon the table. Senator McNeill Smith calls the previous question, seconded by Senator Bob L. Barker. The call is sustained. Senator McNeill Smith calls for the "ayes" and "noes". The call is sustained. The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

The President lays before the Senate Special Order No. 2, it being S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, upon third reading. Senator McNeill Smith calls for the "ayes" and "noes". The call is sustained. The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid,

Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. Those voting in the negative are: Senators Rhyne, Somers — 2. The bill as amended, is ordered engrossed and sent to the House of Representatives.

S. J. R. 136, a joint resolution creating a commission for the study of the property tax, upon third reading. The resolution passes its third reading and is ordered sent to the House of Representatives.

S. B. 140, a bill to amend General Statute 20-11(b) relative to learners' permits for minors, upon third reading. Upon motion of Senator Folger, consideration of the bill is postponed until Friday, March 2.

S. J. R. 135, a joint resolution establishing legislative policy concerning the classification and exemption of property for tax purposes. Upon motion of Senator Gudger, the resolution is recommitted to the Committee on Finance.

S. B. 225, a bill to amend General Statute 50-10 to allow divorce actions to be tried by a judge or jury. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 227, a bill to provide equity between state and national banks as to reserve requirements in North Carolina, as amended. Upon motion of Senator Godwin, consideration of the bill, as amended, is postponed until Friday, March 2.

S. B. 308, a bill to create the Madison Medical Facility Authority. The amendment offered by Senator Webster on February 27 is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
S. B. 206 February 27, 1973.

Mr. President:

Pursuant to the message from your Honorable Body with the information that the Senate failed to concur in the House amendment to Senate Bill 206, "a bill to be entitled an act to place Onslow County under the General Law regarding bail bondsmen and runners," the speaker has appointed as conferees on the part of the House, Respresentaives Mohn, James of Onslow and Mason, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints Senators Mills, Webster, and Stallings as Conferees on the part of the Senate to resolve the differences arising between the Senate and the House of Representatives over S. B. 206, a bill to place Onslow County

under the general law regarding bail bondsmen and runners, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Blanchard, the Senate adjourns to meet tomorrow at 2:30 P.M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, February 28, 1973.

The Senate meets purusant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend T. Melvin Williams, Assistant Pastor, Pullen Memorial Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:37 P.M. and sent to the office of the Secretary of State:

S. B. 255, an act regulating the sale of livestock at public livestock markets.

S. J. R. 362, a joint resolution honoring the life and memory of Jule McMichael, former Democratic member of both branches of the General Assembly of North Carolina, who served his county, district and State with honor, devotion and distinction.

REPORTS OF COMMITTES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 317, a bill to allow farmers to transport cucumbers from farm to market upon unlicensed trailers when drawn by properly licensed vehicles, with a favorable report.

S. B. 340, a bill to amend General Statute 106-568 by adding thereto a section 106-568.34 to authorize, as needed, a shift from a per-acre unit for tobacco assessment to a corresponding poundage unit, with a favorable report.

By Senator Moore, for the Committee on Election Laws:

S. B. 92, a bill to provide that watchers may be appointed for elections in all counties of the State, with a favorable report.

S. B. 130, a bill to enlarge the size of county boards of elections in certain counties, with a favorable report.

H. B. 314, a bill to provide for filling vacancies in the board of county commissioners when the person causing the vacancy was not affiliated with any political party, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

S. B. 328, a bill to provide direct grants for community programs for emotionally disturbed children, without prejudice. Upon motion of Senator Raynor, the bill is re-referred to Committee on Appropriations.

By Senator Garrison, for the Committee on State Policies:

S. B. 14, a bill to designate the honeybee as the insect of the State, with a favorable report.

S. B. 298, a bill to transfer road maintenance in State parks to the Department of Transportation, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 379, by Senators Wilkie, Bagnal, Rhyne, Poovey, Sharpe, and Taylor, a bill to prohibit television stations from broadcasting x-rated motion pictures. Referred to Committee on Judiciary No. 1.

S. B. 380, by Senator Wilkie, a bill to authorize the Chief and Tribal Council of the Eastern Band of Cherokee Indians to appoint special police to exercise civil and criminal authority on the Indian Reservation, including the Qualla Boundary lying in Swain and Jackson Counties. Referred to Committee on Local Government and Regional Affairs.

S. B. 381, by Senator Moore, a bill to amend General Statute 116-143.1 to grant in-state tuition rates to students whose parents have been domiciled in this State for twelve months. Referred to Committee on Higher Education.

S. B. 382, by Senators Butner and Somers, a bill to provide supplemental retirement funds for firemen in the city of Salisbury and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Salisbury. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. J. R. 473, a joint resolution honoring the life and memory of Fred S. Royster, former member of the General Assembly. Upon motion of Senator Kirby, the rules are suspended and the resolution is placed on its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 242, a bill to extend the corporate limits of the city of Lumberton, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 49, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 49. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed until Monday, March 5.

S. B. 8, a bill to ratify the Twenty-Seventh Amendment to the Constitution of the United States of America relating to equal rights for men and women. Senator Deane offers an amendment which is adopted. Senators Deane, Rhyne, Kincaid, Moore, Godwin, Allsbrook, Somers, Alford, Coleman, Wilkie, Mullins, Folger, Allen, Knox, McNeill Smith, Poovey, Sharpe, Scott, and Stallings debate the bill. Senator Folger calls for the ayes and noes. Senator Deane Calls the previous question, seconded by Senator Knox. The call is sustained. The call is sustained on the motion of Senator Folger for the ayes and noes. The bill, as amended, fails to pass its second reading by roll call vote, ayes 23, noes 27, as follows: Those voting in the affirmative are: Senators Bahakel, Robert J. Barker, Britt, Coleman, Deane, Garrison, Gudger, Henley, Kirby, Knox, Moore, Murrow, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Taylor — 23. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Butner, Crawford, Folger, Godwin, Hardison, Harrington, Horton, Hughes, Kincaid, Mauney, Mills, Mullins, Poovey, Rhyne, Sharpe, Somers, Strickland, Webster, White, Wilkie, Williamson — 27. Upon motion of Senator Crawford, his remarks explaining his vote are ordered spread upon the Journal. (The full text of the remarks of Senator Crawford appears in the Appendix.) Senator Horton moves that the vote by which the bill, as amended, failed to pass its second reading be reconsidered. Senator Godwin offers a substitute motion that the Senate adjourn until tomorrow at 2:30 P.M., which motion prevails.

THIRTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, March 1, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Bagnal for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 141, an act to amend General Statute 50-8 so as to validate a divorce proceeding which is instituted by a non-resident of North Carolina in a county other than the county of residence of the resident defendant.

S. B. 153, an act to amend the charter of the town of Spring Hope in the county of Nash relating to the election of local officials.

S. B. 156, an act to amend Chapter 8 of the General Statutes by repealing General Statute 8-52 concerning communications between attorney and client.

S. B. 163, an act to amend the charter of the city of Wilson.

S. B. 165, an act to amend Chapter 583 of the Public-Local Laws of North Carolina, Session 1923.

S. B. 211, an act to provide credit for all time spent in custody.

S. B. 257, an act relating to the composition of the Winston-Salem/Forsyth County Joint Planning Board.

S. B. 279, an act to amend Chapter 278 of the Session Laws of 1971, affecting the town of Clinton.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 77, a bill to amend General Statutes Chapter 7A, Article 36, relating to entitlement of indigents to counsel, with a favorable report.

S. B. 121, a bill to make various minor technical and editorial amendments in General Statute Chapter 7A (Judicial Department), with a favorable report, as amended. Upon motion of Senator Knox, the rules are suspended and the bill is placed upon today's Calendar.

By Senator McNeill Smith, for the Committee on Highway Safety:

H. B. 183, a bill to amend the definition of private passenger automobile in General Statute 20-135.4(a), with a favorable report.

H. B. 248, a bill to amend General Statute 20-185 to make the benefits provided by that Section available to driver license examiners giving road tests, with a favorable report.

S. B. 228, a bill to amend General Statute 20-87(9) to eliminate license fees and license plates for mobile homes, with an unfavorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 80, a bill to amend General Statute Chapter 153, Article 15 to eliminate obsolete nomenclature, with a favorable report.

H. B. 268, a bill relating to the procedure for the registration of documents to which the register of deeds is a party, with a favorable report.

By Senator Royall, for the Committee on Public Health and Resources:

H. B. 222, a bill to provide that there shall be no implementation of a medicaid co-payment requirement prior to July 1, 1973 after a study by the Appropriations Committees of the House and Senate, and after a report by the Appropriations Committees, without prejudice. Upon motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. J. R. 28, a joint resolution directing a study of standing committees for the General Assembly, with a favorable report.

H. J. R. 324, a joint resolution establishing a cut-off date after which no local bills may be introduced in the General Assembly of North Carolina, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 383, by Senators Allsbrook, White, and Kirby, a bill to amend General Statute 14-163 and General Statute 14-366 so that the death due to wilful poisoning of livestock will constitute a felony punishable up to five years in prison and/or a fine in the discretion of the court. Referred to Committee on Judiciary No. 1.

S. B. 384, by Senators Mullins, Allen, Bob L. Barker, Wilkie, Horton, Sharpe, Bagnal, Somers, Blanchard, Hardison, Kincaid, Rhyne, Mills, Hughes, Strickland, Webster, Folger, and Williamson, a bill to amend the Constitution of North Carolina to provide for equality of right regardless of sex. Referred to Committee on Constitution.

S. B. 385, by Senators Godwin and Harrington, a bill to repeal Chapter 310 of the 1943 Session Laws separating the county jailer from the jurisdiction of the sheriff's office. Referred to Committee on Local Government and Regional Affairs.

S. B. 386, by Senator Deane, a bill to require the tax collector to apply tax payments against the taxes owed for the earliest years of any taxpayer. Referred to Committee on Finance.

S. B. 387, by Senators Scott, Lynwood Smith, Saunders, Raynor, and Webster, a bill to clarify and expand the grant of tax relief for the property of elderly persons with limited incomes. Referred to Committee on Finance.

S. B. 388, by Senators Bahakel, Moore, Knox, Mullins, Lynwood Smith, Murrow, and McNeill Smith, a bill to appropriate additional operating funds for two mental retardation complexes in Mecklenburg and Guilford Counties through the Department of Human Resources Mental Health System. Referred to Committee on Appropriations.

S. B. 389, by Senators Taylor and Wilkie, a bill to appropriate funds for the deficit funding of the North Carolina Firemen's Pension Fund. Referred to Committee on Appropriations.

S. B. 390, by Senators Taylor and Wilkie, a bill to make a supplemental appropriation for the support of the North Carolina Firemen's Pension Fund. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 365, a bill to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife. Referred to Committee on Judiciary No. 2.

H. J. R. 385, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted. Upon motion of Senator Mauney, the rules are suspended and the resolution is placed on today's Calendar.

H. B. 8, a bill to amend General Statute 20-37.6 to provide for free handicapped driver's license plates for disabled veterans. Referred to Committee on Highway Safety.

H. B. 351, a bill to grant the right of trial by jury as to the issue of just compensation in all condemnation actions. Referred to Committee on Judiciary No. 1.

H. B. 168, a bill to make an exception to the Medical Practice Act relating to certain acts of nurses. Referred to Committee on Public Health and Resources.

H. B. 169, a bill to amend the Nurse Practice Act to allow nurses to perform certain medical acts, to provide for education credits for certain licensed practical nurses and for other purposes. Referred to Committee on Public Health and Resources.

H. B. 360, a bill to require persons hunting deer with rifles in Northampton County to secure the written consent of the landowners. Referred to Committee on Local Government and Regional Affairs.

H. B. 382, a bill to amend Chapter 856, Session Laws of 1963, providing for the election and terms of office of the members of the Board of Education of the

Raleigh City School Administrative Unit to conform the date of election to the regular municipal elections to be held for the city of Raleigh. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 14, a bill to designate the honeybee as the insect of the State. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 92, a bill to provide that watchers may be appointed for elections in all counties of the State. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 130, a bill to enlarge the size of county boards of elections in certain counties. Senator Moore offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 214, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 237, a bill to reduce the required waiting period prior to performance of a voluntary sterilization operation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 298, a bill to transfer road maintenance in State parks to the Department of Transportation. Upon motion of Senator Garrison, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 307, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted. Senator Wilkie offers an amendment which is adopted. Upon motion of Senator Wilkie, the resolution is temporarily displaced on the Calendar.

H. J. R. 385, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted. Senator Wilkie calls the previous question, seconded by Senator Knox. The call is sustained. The joint resolution passes its second and third readings and is ordered enrolled.

S. J. R. 307, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States Armed Services or who deserted, as amended, Upon motion of Senator Allen, consideration of the joint resolution, as amended, is postponed indefinitely.

S. B. 317, a bill to allow farmers to transport cucumbers from farm to market upon unlicensed trailers when drawn by properly licensed vehicles. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 340, a bill to amend General Statute 106-568 by adding thereto a Section 106-568.34 to authorize, as needed, a shift from a per-acre unit for tobacco assess-

ment to a corresponding poundage unit. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 13, a bill to amend General Statute 105-4, relating to inheritance tax exemptions, to provide that the exemptions for surviving husbands shall be the same as for surviving wives. Passes its second and third readings and is ordered enrolled.

H. B. 79, a bill to amend General Statute 7A-375 to provide for alternate and holdover members on the Judicial Standards Commission. Passes its second and third readings and is ordered enrolled.

H. B. 148, a bill to amend the inheritance tax laws relating to prepayment of inheritance taxes. Passes its second and third readings and is ordered enrolled.

H. B. 149, a bill to amend General Statute 20-81.5 to provide that a member of the Civil Air Patrol may purchase not more than two Civil Air Patrol plates. Passes its second and third readings and is ordered enrolled.

H. B. 195, a bill to amend General Statute 103-4 to provide that November 11 shall be designated the official public holiday as the celebration of Veterans Day. Passes its second and third readings and is ordered enrolled.

H. J. R. 199, a joint resolution urging reinstatement of congressional appropriations for the Rural Environmental Assistance Program and other funding reductions of the United States Department of Agriculture programs.
Upon motion of Senator White, the Committee amendment is adopted.
The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 314, a bill to provide for filling vacancies in the board of county commissioners when the person causing the vacancy was not affiliated with any political party. Passes its second and third readings and is ordered enrolled.

H. J. R. 403, a joint resolution honoring the men and women who served our Country in the conflict in Southeast Asia. Passes its second and third readings and is ordered enrolled.

S. B. 121, a bill to make various minor technical and editorial amendments in General Statute 7A (Judicial Department). Upon motion of Senator Knox, the Committee amendment is adopted. Upon motion of Senator Knox, the bill, as amended, is re-referred to the Committee on Finance.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES,
March 1, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees on Senate Bill 206, "a bill to be entitled an act to place Onslow County under the

federal law regarding bail bondsmen and runners," to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

REPORT OF CONFEREES

Senator Mills, for the Conferees appointed to consider and resolve the differences arising between the Senate and the House of Representatives on S. B. 206, a bill to place Onslow County under the federal law regarding bail bondsmen and runners, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on Senate Bill 206, an act to place Onslow County under the federal law regarding bail bondsmen and runners, wish to report as follows:

The Conference Committee agreed to recede from the House amendment as follows:

"Amend S. B. 206, page 1, line 8 immediately before the word "upon" and after the word "effective" by deleting the words "upon ratification" and substituting in lieu thereof the following: "May 1, 1973".

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This 1st day of March, 1973.

William D. Mills,
Livingstone Stallings,
Wesley D. Webster,
Conferees for the Senate

J. F. Mohn,
Ronald Earl Mason,
Richard James,
Conferees for the House of Representatives

Upon motion of Senator Mills, the Conference report is adopted. The bill is ordered enrolled and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Godwin, the Senate adjourns to meet tomorrow at 10:00 A.M.

THIRTY-EIGHT DAY

SENATE CHAMBER,
Friday, March 2, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bahakel, Godwin, and Gudger for today, and to Senator Bahakel for Monday, March 5.

The President recognizes the following pages for their service this week: Karen Rhyne, Sanford; Lyda Teer, Durham; Anne Rolland Hickey, Sanford; Ann Marie Covington, Fayetteville; Donald R. Kincaid, Lenoir; William F. Simpson, Jr., Reidsville; Jeffrey W. Westbrook, Four Oaks; Mary Elizabeth Kelly, Charlotte; Joanne Butler, Raleigh; Thomas Fulghum, Sims; Sally Warner, High Point; Michael K. Allen, Raleigh; Vikki King, Raleigh; Jason Shallcross, Smithfield; Carolyn Blanchard, Salemburg; Ann Heath Robertson, Salisbury; Marianna W. Coleman, Hurdle Mills; Cheryl Ann Kilpatrick, Kinston; Denise Greene, Mount Airy; Bertha Kittner, Weldon; Candace Diane Elkins, Durham; Benjamin C. Sutton, Jr., Murfreesboro; William H. Brooks, Timberlake; Susan Salzano, Durham; Jeff Gray, Sylva.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 327, a bill to provide for a county electrical inspector in Avery County and to prohibit municipalities from employing electrical inspectors, with a favorable report.

H. B. 189, a bill to revise and consolidate the charter of the city of Goldsboro and to repeal existing charter and special acts, with a favorable report.

H. B. 264, a bill to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil, and tires on state contract, with a favorable report.

H. B. 285, a bill to amend Article 5, Chapter 115, Section 19, to provide for the election of the Board of Education of Montgomery County, with a favorable report.

H. B. 286, a bill to confirm and appoint members of the Montgomery County Board of Education, with a favorable report.

H. B. 386, a bill to amend General Statute 115-133.2 to authorize the Board of Education of Pitt County to offer reward for damage to school property, with a favorable report.

H. B. 406, a bill to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars per year, with a favorable report.

H. B. 419, a bill to amend General Statute 47-17.1 so as to require that certain papers and documents registered in Jackson County show thereon the name of the draftsman, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

S. B. 391, by Senators Raynor, Williamson, Henley, and Lynwood Smith, a bill to provide a three thousand dollar personal income tax exclusion for retired individuals. Referred to Committee on Finance.

S. B. 392, by Senator Raynor, a bill to provide a career ladder for attendants in State mental hospitals and retardation centers, to create the position of forensic attendant, and to provide more housekeeping personnel. Referred to Committee on Mental Health.

S. B. 393, by Senators Lynwood Smith and Raynor, a bill rewriting Article 2 of Chapter 140 of the General Statutes relating to the establishment of the North Carolina Symphony Orchestra and adding a new article immediately thereafter relating to the North Carolina Symphony Society, Incorporated. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 442, a bill to provide for voluntary annexation by the town of Nashville of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Nashville. Referred to Committee on Local Government and Regional Affairs.

H. B. 502, a bill to repeal Chapter 1039, Session Laws of 1969. Referred to Committee on Election Laws.

H. B. 29, a bill to amend the Machinery Act to allow county tax supervisors upon the showing of good cause by any taxpayer to extend the period for listing real and personal property for a length of time ending no later than May 1 or the first meeting of the County Board of Equalization and Review, whichever be earlier. Referred to Committee on Finance.

H. B. 134, a bill to authorize short-term investments by local ABC boards. Referred to Committee on Alcoholic Beverage Control.

H. B. 503, a bill to validate elections previously held in and for municipalities, special districts, and school districts pursuant to Subchapter IX of Chapter 163 of the General Statutes. Referred to Committee on Election Laws.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 140, a bill to amend General Statute 20-11(b) relative to learners' permits for minors, as amended, upon third reading. Senator Folger offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 77, a bill to amend General Statutes Chapter 7A, Article 36, relating to entitlement of indigents to counsel. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 227, a bill to provide equity between State and National Banks as to reserve requirements in North Carolina. Upon motion of Senator Hardison, consideration of the bill is postponed until Monday, March 5.

H. J. R. 28, a joint resolution directing a study of standing committees for the General Assembly. Passes its second and third readings and is ordered enrolled.

H. B. 80, a bill to amend General Statutes Chapter 153, Article 15, to eliminate obsolete nomenclature. Passes its second and third readings and is ordered enrolled.

H. B. 183, a bill to amend the definition of private passenger automobile in General Statute 20-135.4(a). Passes its second and third readings and is ordered enrolled.

H. B. 248, a bill to amend General Statute 20-185 to make the benefits provided by that section available to driver license examiners giving road tests. Passes its second and third readings and is ordered enrolled.

H. B. 268, a bill relating to the procedure for the registration of documents to which the register of deeds is a party. Passes its second and third readings and is ordered enrolled.

H. J. R. 324, a joint resolution establishing a cut-off date after which no local bills may be introduced in the General Assembly of North Carolina. Upon motion of Senator Allen, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House for concurrence in Senate amendment.

Upon motion of Senator Butner, the Senate adjourns to meet on Monday at 8:00 P.M.

THIRTY-NINTH DAY

SENATE CHAMBER,
Monday, March 5, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 123, an act to allow solicitors, assistant solicitors, acting solicitors, and solicitorial districts to be designated by terms understandable to the general public.

S. B. 206, an act to place Onslow County under the general law regarding bail bondsmen and runners.

H. B. 13, an act to amend General Statute 105-4, relating to inheritance tax exemptions, to provide that the exemptions for surviving husbands shall be the same as for surviving wives.

H. B. 79, an act to amend General Statute 7A-375 to provide for alternate and holdover members on the Judicial Standards Commission.

H. B. 148, an act to amend the inheritance tax laws relating to prepayment of inheritance taxes.

H. B. 149, an act to amend General Statute 20-81.5 to provide that a member of the Civil Air Patrol may purhcase not more than two Civil Air Patrol plates.

H. B. 195, an act to amend General Statute 103-4 to provide that November 11 shall be designated the official public holiday as the celebration of Veterans Day.

H. B. 314, an act to provide for filling vacancies in the board of county commissioners when the person causing the vacancy was not affiliated with any political party.

S. J. R. 346, a joint resolution commemorating the One Hundredth Anniversary of the incorporation of Apex, and inviting the Governor, Council of State, members of the Senate and House, State officials and employees and the people of North Carolina to attend the celebration May Tenth Through May Fifteenth, One Thousand Nine Hundred and Seventy-three.

H. J. R. 385, a joint resolution in opposition to a grant of amnesty to those who illegally avoided induction into the United States armed services or who deserted.

H. J. R. 403, a joint resolution honoring the men and women who served our Country in the conflict in Southeast Asia.

H. J. R. 473, a joint resolution honoring the life and memory of Fred S. Royster, former member of the General Assembly.

S. B. 14, an act to designate the honeybee as the insect of the State.

S. B. 115, an act to clarify the law regarding sales of beer and wine on premises with off-premises permits.

H. B. 80, an act to amend General Statutes Chapter 153, Article 15 to eliminate obsolete nomenclature.

H. B. 183, an act to amend the definition of private passenger automobile in General Statute 20-135.4(a).

H. B. 248, an act to amend General Statute 20-185 to make the benefits provided by that Section available to driver license examiners giving road tests.

H. B. 268, an act relating to the procedure for the registration of documents to which the register of deeds is a party.

H. J. R. 28, a joint resolution directing a study of standing committees for the General Assembly.

H. J. R. 199, a joint resolution urging reinstatement of Congressional appropriations for the Rural Environmental Assistance Program and other funding reductions of the United States Department of Agriculture programs.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 394, by Senator Mills, a bill to amend General Statute 115A-5 authorizing community colleges, technical institutes, and industrial education centers to teach extension courses at convenient locations away from institution campuses. Referred to Committee on Education.

S. J. R. 395, by Senator Raynor, a joint resolution directing the Legislative Research Commission to make a study of residency training in public mental health. Referred to Committee on Appropriations.

S. J. R. 396, by Senator Raynor, a joint resolution creating the North Carolina Mental Health Code Commission. Referred to Committee on Mental Health.

S. B. 397, by Senator Raynor, a bill to increase the State share of community drug abuse prevention and treatment programs. Referred to Committee on Appropriations.

S. B. 398, by Senator Raynor, a bill to extend public educational programs for mildly and moderately retarded children and to improve reporting by local school units. Referred to Committee on Appropriations.

S. B. 399, by Senator Raynor, a bill to provide direct grants for community programs for emotionally disturbed children. Referred to Committee on Appropriations.

S. B. 400, by Senator Raynor, a bill to establish qualifications for the staff of the North Carolina Drug Authority. Referred to Committee on Appropriations.

S. B. 401, by Senator Raynor, a bill to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insanity. Referred to Committee on Mental Health.

S. B. 402, by Senator Williamson, a bill to provide for the salary of the members of the Columbus County Board of Social Services. Referred to Committee on Local Government and Regional Affairs.

S. B. 403, by Senators Gudger, McNeill Smith, Horton, Sharpe, Murrow, Crawford, Rountree, Poovey, Scott, Rhyne, Mauney, Mullins, Moore, Knox, Alford, Williamson, Kirby, Rauch, Allen, Garrison, White, Hardison, Henley, Hughes, Coleman, Folger, Strickland, Lynwood Smith, Raynor, Bagnal and Staton, a bill to provide for the public school education of children with learning disabilities in North Carolina. Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 133, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems. Referred to Committee on Alcoholic Beverage Control.

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's Brown-bagging Law. Referred to Committee on Alcoholic Beverage Control.

H. B. 138, a bill to restrict allowable Sunday sales of beer to certain brown-bagging premises. Referred to Committee on Alcoholic Beverage Control.

H. B. 467, a bill to provide for refunds of ad valorem taxes which have been overpaid. Referred to Committee on Finance.

H. B. 427, a bill to amend General Statute 160A-360 to preserve vested rights upon a change in municipal jurisdiction. Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 189, a bill to revise and consolidate the charter of the city of Goldsboro and to repeal existing charter and special acts, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains upon the Calendar.

S. B. 327 a bill to provide for a county electrical inspector in Avery County and to prohibit municipalities from employing electrical inspectors. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 285, a bill to amend Article 5, Chapter 115, Section 19, to provide for the election of the Board of Education of Montgomery County. Passes its second and third readings and is ordered enrolled.

H. B. 286, a bill to confirm and appoint members of the Montgomery County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 386, a bill to amend General Statute 115-133.2 to authorize the Board of Education of Pitt County to offer reward for damage to school property. Passes its second and third readings and is ordered enrolled.

H. B. 406, a bill to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of Twenty Thousand Dollars per year. Passes its second and third readings and is ordered enrolled.

H. B. 419, a bill to amend General Statute 47-17.1 so as to require that certain papers and documents registered in Jackson County show thereon the name of the draftsman. Passes its second and third readings and is ordered enrolled.

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed until Wednesday, March 7.

S. B. 227, a bill to provide equity between State and National Banks as to reserve requirements in North Carolina, as amended. The bill, as amended, passes its second reading. Senator Allsbrook objects to the third reading and upon his motion, consideration of the bill, as amended, is postponed until Wednesday, March 7.

H. B. 264, a bill to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil, and tires on State contract. Upon motion of Senator Stallings, the bill is re-referred to the Committee on State Government.

Upon motion of Senator Harrington, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTIETH DAY

SENATE CHAMBER,
Tuesday, March 6, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Jack L. Hunter, Minister of the Highland United Methodist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Seante announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and its stands approved as written.

The President grants leave of absence to Senator Allsbrook for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:37 P.M. and sent to the office of the Secretary of State:

H. B. 285, an act to amend Article 5, Chapter 115, Section 19, to provide for the election of the Board of Education of Montgomery County.

H. B. 286, an act to confirm and appoint members of the Montgomery County Board of Education.

H. B. 386, an act to amend General Statute 115-133.2 to authorize the Board of Education of Pitt County to offer reward for damage to school property.

H. B. 406, an act to authorize the Board of County Commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of twenty thousand dollars per year.

H. B. 419, an act to amend General Statute 47-17.1 so as to require that certain papers and documents registered in Jackson County show thereon the name of the draftsman.

H. J. R. 324, a joint resolution establishing a cut-off date after which no local bills may be introduced in the General Assembly of North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 193, a bill to amend General Statute 14-72.1, with a favorable report, as amended.

S. B. 352, a bill prohibiting disorderly conduct by any person or group of persons at any hospital, clinic, or on the grounds adjacent thereto, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 209, a bill to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari, with a favorable report, as amended.

S. B. 221, a bill to clarify and expand the methods of establishing legal title to real estate, with a favorable report.

S. B. 334, a bill to amend General Statute 47-71.1 so as to validate corporate deeds made prior to July 1, 1973, on which the corporate seal was omitted, with a favorable report, as amended.

H. B. 304, a bill to amend General Statute 162-5 to provide that in those counties where there is no coroner, the duties of the sheriff shall be performed

by a deputy sheriff when a vacancy occurs in the sheriff's office, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 404, by Senators Godwin and Harrington, a bill to create wards in the town of Plymouth. Referred to Committee on Local Government and Regional Affairs.

S. B. 405, by Senator Godwin, a bill to amend General Statute 39-7.1 to provide that no conveyance by a married woman prior to June 8, 1965, shall be invalid for the reason that the instrument was not also executed by her husband. Referred to Committee on Judiciary No. 1.

S. B. 406, by Senator Henley, a bill to amend General Statute 136-30.1 pertaining to edge line marking on State highways. Referred to Committee on Transportation.

S. B. 407, by Senators Rhyne, Allen, Webster, Mills, Mullins, Hughes, Raynor, Folger, Strickland, Rauch, Hardison, Sharpe, Stallings, Wilkie, Murrow, Kincaid, Bagnal, Bob L. Barker, Blanchard, Royall, and Williamson, a bill to amend the Constitution of North Carolina to provide for equality of right regardless of sex, in employment and education. Referred to Committee on Constitution.

S. B. 408, by Senators Deane, Staton, and Strickland, a bill to provide for the protection of the title to land in the State of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 409, by Senators Deane, Staton, and Strickland, a bill to amend General Statute 1-38 relating to the possession of real property with respect to color of title. Referred to Committee on Judiciary No. 2.

S. B. 410, by Senators Deane and Staton, a bill to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies. Referred to Committee on Judiciary No. 2.

S. B. 411, by Senators Deane and Staton, a bill to amend General Statute 105-361 relating to the reporting of taxes due. Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 453, a bill to amend General Statute 106-465 relating to the auction sale of leaf tobacco so as to require tobacco warehouses to carry adequate fire insurance and extended coverage. Referred to Committee on Agriculture.

H. B. 472, Committee Substitute for H. B. 472, a bill to incorporate the city of High Shoals in Gaston County subject to an election. Referred to Committee on Local Government and Regional Affairs.

H. B. 391, a bill to transfer control of the State Legislative Building to the General Assembly. Referred to Committee on Rules and Operation of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 189, a bill to revise and consolidate the charter of the city of Goldsboro and to repeal existing charter and special acts, upon third reading. The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill is ordered enrolled.

Upon motion of Senator Poovey, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 7, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Donald C. Brewer, pastor of Hillyer Memorial Christian Church, Raleigh.

The Journal of yesterday is read by Senator Allen, and upon his motion is approved.

The President grants leave of absence to Senator Allsbrook for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. J. R. 365, a joint resolution urging the United States Department of Agriculture to cancel reported plans to move the ASCS Eastern Aerial Photography Laboratory from Asheville, North Carolina to Salt Lake City, Utah, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

H. B. 208, a bill to amend General Statute 20-28(b) to make the same applicable to permanent license suspension, with a favorable report.

H. B. 211, a bill to amend General Statute 20-57(b) to eliminate certain surplus wording, with a favorable report.

S. B. 252, a bill to amend General Statute 20-9 to require the surrender of out-of-state driver license as a prerequisite to receiving a North Carolina license, with a favorable report. Upon motion of Senator McNeill Smith, the bill is placed on the Calendar for Monday, March 12.

H. B. 251, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents, with a favorable report.

By Senator Henley, for the Committee on Insurance:

S. B. 172, a bill to maintain the same automobile liability insurance rate when insurance is changed from one vehicle to another after an increase in rates, with a favorable report. Upon motion of Senator Henley, the bill is placed on the Calendar for Tuesday, March 13.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. J. R. 405, a joint resolution honoring the Kingsmen Quartet of Asheville, with a favorable report.

H. J. R. 421, a joint resolution commending the civic and religious organizations, government employees, Red Cross, members of the armed services and law enforcement officers during the recent disaster of flood and snow storms in eastern North Carolina, with a favorable report, as amended.

By Senator Raynor, for the Committee on Mental Health:

S. B. 392, a bill to provide a career ladder for attendants in State mental hospitals and retardation centers, to create the position of forensic attendant, and to provide more housekeeping personnel, without prejudice. Upon motion of Senator Raynor, the bill is re-referred to the Committee on Appropriations.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 151, a bill to provide appropriations to the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, for the construction of artificial reefs, with a favorable report. Upon motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

S. B. 152, a bill to provide the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, with partial net proceeds of gasoline taxes, with a favorable report. Upon motion of Senator Staton, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 412, by Senators Royall, Allen, Staton, White, Scott, Henley, Crawford, Moore, Folger, Mauney, Strickland, Gudger, Webster, Williamson, Bob L. Barker, Lynwood Smith, Hardison, Saunders, Garrison, Mills, Bahakel, Alford, Britt, Raynor, Harrington, Stallings, Godwin, Knox, Rauch, McNeill Smith,

Kirby, and Rhyne, a joint resolution providing for annual Legislative Sessions and annual budget appropriations for each year of the 1973-75 biennium. Referred to Committee on Rules and Operation of the Senate.

S. B. 413, by Senators Bagnal and Stallings, a bill to amend General Statute 153-189.1 relating to the transfer of prisoners when necessary for safety and security. Referred to Committee on Local Government and Regional Affairs.

S. B. 414, by Senator Bagnal, a bill to amend General Statute 105-164.14 relating to sales tax refunds. Referred to Committee on Finance.

S. J. R. 415, by Senators Kincaid and Hughes, a joint resolution urging the United States Forest Service to give maximum consideration to wildlife values when developing plans for management of the Wilson Creek Unit of the Pisgah National Forest. Referred to Committee on Wildlife.

S. B. 416, by Senators White, Kincaid, Butner, Stallings, Rhyne, Somers, Rountree, Lynwood Smith, Williamson, Moore, Raynor, Garrison, Poovey, Harrington, Hardison, Scott, Sharpe, Hughes, Britt, Deane, Bahakel, Bagnal, Godwin, and McNeill Smith, a bill relating to the classification, appraisal, valuation, assessment, and taxation of agricultural land, horticultural land, forest land and open space land. Referred to Committee on Agriculture.

S. B. 417, by Senator Hughes, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences. Referred to Committee on Local Government and Regional Affairs.

S. B. 418, by Senator Scott, a bill to allow county commissioners to appoint their local health director to serve as county physician but not to require that he serve as county physician. Referred to Committee on Public Health and Resources.

S. B. 419, by Senators Henley and Raynor, a bill to appropriate funds for construction and for renovation of community developmental disabilities facilities in Cumberland County, so as to provide day care and sheltered work activity services to developmentally disabled children and adults. Referred to Committee on Appropriations.

S. B. 420, by Senator Folger, a bill to repeal General Statute 115-142 relating to contracts with teachers, principals, and other professional employees; termination of contracts; continuing contracts; notice. Referred to Committee on Education.

S. B. 421, by Senators Rauch, Rhyne and Mauney, a bill to ratify, approve, confirm and validate all proceedings taken by the City Council of the city of Bessemer City in connection with the authorization of $900,000 sanitary sewer bonds of said city and the calling and holding of an election thereon. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 404, a joint resolution honoring the life and memory of J. Curtis Ellis. Upon motion of Senator Alford, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 446, a joint resolution honoring the life and memory of Hugh Fernley Beam, former legislator. Upon motion of Senator Crawford, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed until Monday, March 12 and is made Special Order No. 1.

S. B. 227, a bill to provide equity between State and National Banks as to reserve requirements in North Carolina, as amended, upon third reading. Upon motion of Senator Godwin, consideration of the bill is postponed until Friday, March 9 and is made Special Order No. 1.

S. B. 193, a bill to amend General Statute 14-72.1 Upon motion of Senator Gudger, the amendment offered by Senator Knox on February 7 is adopted. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 209, a bill to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 221, a bill to clarify and expand the methods of establishing legal title to real estate. Upon motion of Senator Kirby, consideration of the bill is postponed until Wednesday, March 14.

S. B. 334, a bill to amend General Statute 47-71.1 so as to validate corporate deeds made prior to July 1, 1973, on which the corporate seal was omitted. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 352, a bill prohibiting disorderly conduct by any person or group of persons at any hospital, clinic or on the grounds adjacent thereto. Upon motion of Senator Gudger, the Committee amendments are adopted. Senator Staton offers an amendment which is adopted. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 304, a bill to amend General Statute 162.5 to provide that in those counties where there is no coroner, the duties of the sheriff shall be performed

by a deputy sheriff when a vacancy occurs in the sheriff's office. Senator Kincaid offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Hughes, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTY-SECOND DAY

SENATE CHAMBER,
Thursday, February 8, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Mills, Britt, Knox, and Mullins for today, and to Senators Mullins and Mauney for tomorrow, March 9.

S. B. 393, upon motion of Senator Lynwood Smith, S. B. 393, a bill rewriting Article 2 of Chapter 140 of the General Statutes relating to the establishment of the North Carolina Symphony Orchestra and adding a new article immediately thereafter relating to the North Carolina Symphony Society Incorporated, is taken from the Committee on Appropriations and re-referred to the Committee on State Government.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 79, an act to conform the provisions of General Statutes Chapter 1, Article 37 (Injunctions) to the jurisdictional provisions of the Judicial Department Act of 1965, as amended.

S. B. 308, an act to create the Madison Medical Facility Authority.

S. B. 313, an act relating to the terms of office of the County Commissioners of Union County.

H. B. 189, an act to revise and consolidate the charter of the city of Goldsboro and to repeal existing charter and special acts.

H. J. R. 404, a joint resolution honoring the life and memory of J. Curtis Ellis.

H. J. R. 446, a joint resolution honoring the life and memory of Hugh Fernley Beam, former legislator.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 291, a bill to amend Chapter 160A of the General Statutes to establish requirements of a board of directors for a regional council of governments, with a favorable report.

S. B. 336, a bill to amend the charter of the town of Elkin to regulate the presentation of claims, with a favorable report.

H. B. 273, a bill to delete Rockingham County from the provisions of General Statute 47-30(k) relating to mapping requirements of plats and subdivisions, with a favorable report.

H. B. 288, Committee Substitute for H. B. 288, a bill relating to the games of "bingo" and "skilo" in Wilkes County, with a favorable report.

H. B. 336, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973, with a favorable report.

H. B. 360, a bill to require persons hunting deer with rifles in Northampton County to secure the written consent of the landowners, with a favorable report.

H. B. 397, a bill to abolish the Research Triangle Regional Planning Commission and transfer its assets to the Triangle J Council of Governments, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 51, a bill relating to driver license renewal, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Godwin, the Senate Committee Substitute bill is placed on today's Calendar.

S. B. 233, a bill to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Godwin, the Senate Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 422, by Senator Scott, a bill to appropriate funds for the support of certain mentally retarded and physically disabled individuals in sheltered workshops. Referred to Committee on Appropriations.

S. B. 423, by Senators Kirby and Alford, a bill to appropriate $841,438 to the Department of Human Resources to support a program of improved medical

service and education in eastern North Carolina. Referred to Committee on Appropriations.

S. B. 424, by Senator Staton, a bill to amend Chapter 134, Session Laws of 1957, to provide for the election and terms of office of the Board of Trustees of the Sanford Graded School District so as to conform the date of election to the regular municipal elections in the town of Sanford. Referred to Committee on Local Government and Regional Affairs.

S. B. 425, by Senators Bahakel, Knox, Moore, and Mullins, a bill to appropriate funds for the completion of the restoration of the Hezekiah Alexander Homeplace in Mecklenburg County. Referred to Committee on Appropriations.

S. B. 426, by Senators Harrington, Raynor, White, Sharpe, Stallings, Moore, Scott, and Godwin, a bill to classify forest growth and exclude it from the property tax base. Referred to Committee on Finance.

S. B. 427, by Senator Taylor, a bill to amend Article III, Section 5, of the Constitution of North Carolina to provide for the approval or veto by the Governor of bills or resolutions passed by the General Assembly. Referred to Committee on Constitution.

S. B. 428, by Senator Taylor, a bill to amend the Constitution of North Carolina to empower the voters to elect the Governor and Lieutenant Governor for two consecutive terms. Referred to Committee on Constitution.

S. B. 429, by Senator Rountree, a bill to extend the corporate limits of the town of Carolina Beach. Referred to Committee on Local Government and Regional Affairs.

S. B. 430, by Senator Strickland, a bill to require approval of local ABC boards as to the location of malt beverage and wine outlets. Referred to Committee on Alcoholic Beverage Control.

S. B. 431, by Senator Knox (sent forward by Senator Godwin), a bill to enact a residential landlord-tennant act. Referred to Committee on Judiciary No. 1.

S. B. 432, by Senator Lynwood Smith, a bill to amend Article 12 of Chapter 33 of the General Statutes (gifts of securities and money to minors) so as to provide that a bank shall include state chartered and federally chartered credit unions. Referred to Committee on Banking.

S. B. 433, by Senator Gudger, a bill to amend General Statute 14-52 to eliminate jury discretion upon conviction of first degree burglary. Referred to Committee on Judiciary No. 1.

S. B. 434, by Senator Gudger, a bill to amend General Statute 14-58 to abolish jury discretion upon conviction of arson. Referred to Committee on Judiciary No. 1.

S. B. 435, by Senators Allsbrook and Gudger, a bill to control the sale and possession of short-barreled shotguns. Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 153, a bill to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits received by retired Armed Forces personnel. Referred to Committee on Finance.

H. B. 508, a bill to provide a supplemental retirement fund for firemen in the City of Elizabeth City and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Elizabeth City. Referred to Committee on Local Government and Regional Affairs.

H. B. 509, a bill creating a wildlife preserve and bird sanctuary in Snug Harbor in Perquimans County. Referred to Committee on Local Government and Regional Affairs.

H. B. 536, a bill to repeal Chapter 293, Private Laws of 1905, and Chapter 94, Private Laws of 1911, former charters of the town of Locust. Referred to Committee on Local Government and Regional Affairs.

H. B. 550, a bill requiring notice before construction of improvement of any building or connection of any house trailer in Perquimans County. Referred to Committee on Local Government and Regional Affairs.

S. B. 73, a bill to amend General Statute 9-2 to reduce the number of names required for the master jury list, for concurrence in the House amendments. Upon motion of Senator Godwin, the bill is placed on the Calendar for Tuesday, March 13, for concurrence in the House amendments.

S. B. 261, a bill to amend the Motor Vehicle Dealers and Manufacturers Licensing Law with regard to regulation of business practices between dealers and manufacturers, for concurrence in the House amendments. Upon motion of Senator Horton, the bill is placed on the Calendar for Friday, March 9, for concurrence in the House amendments.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. J. R. 365, a joint resolution urging the United States Department of Agriculture to cancel reported plans to move the ASCS Eastern Aerial Photography Laboratory from Asheville, North Carolina to Salt Lake City, Utah. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 208, a bill to amend General Statute 20-28(b) to make the same applicable to permanent license suspension. Passes its second and third readings and is ordered enrolled.

H. B. 211, a bill to amend General Statute 20-57(b) to eliminate certain surplus wording. Passes its second and third readings and is ordered enrolled.

H. B. 251, a bill to amend General Statute 20-7(a) relative to driver's license requirements for new residents. Passes its second and third readings and is ordered enrolled.

H. J. R. 405, a joint resolution honoring the Kingsmen Quartet of Asheville. Passes its second and third readings and is ordered enrolled.

H. J. R. 421, a joint resolution commending the civic and religious organizations, government employees, Red Cross, members of the armed services and law enforcement officers during the recent disaster of flood and snow storms in eastern North Carolina. Upon motion of Senator Taylor, the Committee amendment is adopted. The resolution, as amended, passes its second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

S. B. 51, Committee Substitute for S. B. 51, a bill relating to driver license renewal. Upon motion of Senator Godwin, the Committee Substitute is adopted, and the bill remains upon the Calendar.

S. B. 233, Committee Substitute for S. B. 233, a bill to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years. Upon motion of Senator Godwin, the Committee Substitute is adopted and the bill remains upon the Calendar.

Upon motion of Senator Rhyne, the Senate adjourns to meet tomorrow at 10:00 A.M.

FORTY-THIRD DAY

SENATE CHAMBER,
Friday, March 9, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lietuenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Rountree, Harrington, Mills, Staton, Bagnal, Bob L. Barker and Folger for today.

The President recognizes the following pages for their service to the Senate this week: Candy Murrow, High Point; Sandy W. Welch, High Point; Monty Pollar, Selma; Bob Shields, Rocky Mount; Steven Cousin, Durham; Laura F. Carpenter, Kings Mountain; Boo Ruth Knuckley, Wendell; Sharon Health, Hillsborough; Barry Lee McRae, Rockingham; Larry J. Graves, High Point; Carolyn L. Crockett, Raleigh; William P. Elmore, Jr., Dunn; Cindy Allen, Greenville; Martha Jane Mauney, Kings Mountain; Mary Ann Delamar, Oriental; Mark K. Bumgarner, Kings Mountain; Scott S. Justus, Dana; Carol Woodard, Fayetteville; Jeannine G. Underdown, Elkin; Royce White, Jr., Valdese; Shelley Bryan Wester, Henderson; Joyce Ann Hutchens, Statesville.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:10 A.M. and sent to the office of the Secretary of State:

S. B. 242, an act to extend the corporate limits of the city of Lumberton.

H. B. 208, an act to amend General Statute 20-28(b) to make the same applicable to permanent license suspension.

H. B. 211, an act to amend General Statute 20-57(b) to eliminate certain surplus wording.

H. B. 251, an act to amend General Statute 20-7(a) relative to driver's license requirements for new residents.

H. B. 304, an act to amend General Statute 162-5 to provide that in those counties where there is no coroner, the duties of the sheriff shall be performed by a deputy sheriff when a vacancy occurs in the sheriff's office.

H. J. R. 405, a joint resolution honoring the Kingsmen Quartet of Asheville.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

H. B. 134, a bill to authorize short-term investments by local ABC boards, with a favorable report.

By Senator Horton, for the Committee on Courts and Judicial Districts:

S. B. 191, a bill to amend General Statute 7A-16 by adding a new paragraph at the end thereof, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 21, a bill to amend General Statute 14-155 relating to unauthorized connections with cable television lines, with a favorable report, as amended.

S. B. 210, a bill relating to the qualifications of jurors so as to provide that a person who had pled guilty to a felony shall not be qualified to serve on a jury, with a favorable report.

H. B. 366, a bill to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent, with a favorable report. Upon motion of Senator Britt, the bill is re-referred to Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 436, by Senators White, Williamson, and Kirby, a bill to require the licensing and bonding of grain dealers by the Department of Agriculture and for other purposes. Referred to Committee on Agriculture.

S. B. 437, by Senator Hughes, a bill to provide for the election of the Avery County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 438, by Senator McNeill Smith, a bill to establish a burn center in the Memorial Hospital at the University of North Carolina at Chapel Hill. Referred to Committee on Appropriations.

S. B. 439, by Senator Godwin, a bill to make General Statute 47-108.11 validating instruments where seals have been omitted applicable to instruments registered before January 1, 1969. Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 476, a bill relating to the compensation of the Chairman and members of the Board of Education of Craven County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 233, Committee Substitute for S. B. 233, a bill to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 336, a bill to amend the charter of the town of Elkin to regulate the presentation of claims. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 273, a bill to delete Rockingham County from the provisions of General Statute 47-30(k) relating to mapping requirements of plats and subdivisions. Passes its second and third readings and is ordered enrolled.

H. B. 288, Committee Substitute for H. B. 288, a bill relating to the games of "bingo" and "skilo" in Wilkes County. Passes its second and third readings and is ordered enrolled.

H. B. 360, a bill to require persons hunting deer with rifles in Northampton County to secure the written consent of the landowners. Passes its second and third readings and is ordered enrolled.

H. B. 336, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973, upon second reading. Upon motion of Senator Stallings, the bill is placed on the Calendar for Tuesday, March 13.

SPECIAL ORDER NO. 1

S. B. 227

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 227, a bill to provide equity between State and National Banks as to reserve requirements in North Carolina, upon third reading, as amended. Upon motion of Senator Godwin, consideration of the bill, as amended, is postponed until Tuesday, March 13 and is made Special Order No. 1 for the day.

S. B. 51, Committee Substitute for S. B. 51, a bill relating to driver license renewal. Upon motion of Senator Horton, consideration of the bill is postponed until Tuesday, March 13.

S. B. 291, a bill to amend Chapter 160A of the General Statutes to establish requirements of a board of directors for a regional council of governments. The bill passes its second reading. Upon objection of Senator Sharpe to its third reading, the bill remains on the Calendar.

H. B. 397, a bill to abolish the Research Triangle Regional Planning Commission and transfer its assets to the Triangle J Council of Governments. Passes its second and third readings and is ordered enrolled.

S. B. 261, a bill to amend the Motor Vehicle Dealers and Manufacturers Licensing Law with regard to regulation of business practices between dealers and manufacturers, for concurrence in the House amendments. Upon motion of Senator Godwin, the bill is placed on the Calendar for Wednesday, March 14, for concurrence in the House amendments.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 8:00 P.M.

FORTY-FOURTH DAY

SENATE CHAMBER,
Monday, March 12, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend E. H. Overman, Pastor of the Belgrade United Methodist Church, Belgrade, North Carolina.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Kirby, Bahakel, and Robert J. Barker for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 186, an act to amend General Statute 1A-1, Rule 20(a) so as to correct a typographical error therein.

H. B. 273, an act to delete Rockingham County from the provisions of General Statute 47-30(k) relating to mapping requirements of plats and subdivisions.

H. B. 288, an act relating to the games of "bingo" and "skilo" in Wilkes County.

H. B. 360, an act to require persons hunting deer with rifles in Northampton County to secure the written consent of the landowners.

H. B. 397, an act to abolish the Research Triangle Regional Planning Commission and transfer its assets to the Triangle J Council of Governments.

H. J. R. 421, a joint resolution commending the civic and religious organizations, government employees, Red Cross, members of the armed services and law enforcement officers during the recent disaster of flood and snow storms in eastern North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

H. B. 133, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, with a favorable report. Upon motion of Senator Gudger, the rules are suspended and the bill is placed on tonight's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 440, by Senator McNeill Smith, a bill to appropriate funds to the North Carolina Department of Art, Culture and History for continued operation of library service to the blind and physically handicapped of North Carolina. Referred to Committee on Appropriations.

S. B. 441, by Senator McNeill Smith, a bill to supplement the Federal Laboratory Animal Welfare Act (P. L. 89-544) as amended, to provide standards for the care of animals in animal shelters, pounds and pet shops, and to regulate dealers, dog wardens, and commercial kennels. Referred to Committee on Judiciary No. 2.

S. B. 442, by Senators Bob L. Barker, Staton, and Garrison, a bill to appropriate funds for grants-in-aid for mentally retarded children in day-care centers. Referred to Committee on Appropriations.

S. B. 443, by Senator Kincaid, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials. Referred to Committee on Local Government and Regional Affairs.

S. B. 444, by Senator Kincaid, a bill to appropriate funds for the completion of the restoration of "Fort Defiance" in Caldwell County. Referred to Committee on Appropriations.

S. J. R. 445, by Senator Hardison, a joint resolution honoring the life and memory of Miss Katie Cobb. Upon motion of Senator Hardison, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and without objection is ordered sent to the House of Representatives by special messenger.

S. B. 446, by Senator Webster, a bill to appropriate funds to assist in the restoration of the Wright Tavern in Rockingham County. Referred to Committee on Appropriations.

S. B. 447, by Senators Mills, Hardison, Rountree, Bob L. Barker, Knox, and Royall, a bill to amend the North Carolina Consumer Finance Act. Referred to Committee on Judiciary No. 2.

S. B. 448, by Senators Allen, Royall, Folger, Rauch, and Henley, a bill to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina. Referred to Committee on Public Health and Resources.

S. B. 449, by Senators Allen, Royall, Folger, and Webster, a bill to appropriate funds to the Person-Caswell Lake Authority for expansion and maintenance of the recreation park at Hyco Lake. Referred to Committee on Appropriations.

S. B. 450, by Senator Strickland, a bill to authorize the city of Goldsboro to convey without consideration certain real property to the Old Waynesborough Commission. Referred to Committee on Local Government and Regional Affairs.

S. B. 451, by Senator Rountree, a bill authorizing the Pender and New Hanover County School Administrative units to suspend the operation of schools for the 1972-73 school year for a period of seven days. Referred to Committee on Education.

S. B. 452, by Senator Rountree, a bill to provide for voluntary annexation by the town of Kure Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Kure Beach. Referred to Committee on Local Government and Regional Affairs.

S. B. 453, by Senator Allsbrook, a bill to make Part 3 of Article 36 of Chapter 160 of the General Statutes applicable to the city of Roanoke Rapids in Halifax County. Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 103, a bill to provide for state operation of local public health departments. Referred to Committee on Public Health and Resources.

H. B. 516, a bill to repeal Chapter 1164 of the Session Laws of 1971 relating to determination of need for medical care facilities. Referred to Committee on Public Health and Resources.

H. B. 295, a bill to rewrite General Statute 36-32 to permit any trustee to hold stocks or other securities in the name of a nominee. Referred to Committee on Judiciary No. 2.

H. B. 428, a bill to exempt the blind from inland fishing license requirements. Referred to Committee on Wildlife.

H. B. 500, a bill to revise and consolidate the charter of the town of Troutman and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 527, a joint resolution honoring Lt. Col. David B. Hatcher, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost seven years. Upon motion of Senator Folger, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

S. B. 340, a bill to amend General Statute 106-568 by adding thereto a section 106-568.34 to authorize, as needed, a shift from a per-acre unit for tobacco assessment to a corresponding poundage unit, for concurrence in the House amendment. Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. J. R. 365, a joint resolution urging the United States Department of Agriculture to cancel reported plans to move the ASCS Eastern Aerial Photography Laboratory from Asheville, North Carolina to Salt Lake City, Utah, for concurrence in the House amendment. Upon motion of Senator Crawford, the Senate concurs in the House amendment and the resolution is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

SPECIAL ORDER NO. 1

S. B. 109, the hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed until Tuesday, March 13.

S. B. 291, a bill to amend Chapter 160A of the General Statutes to establish requirements of a board of directors for a regional council of governments, upon third reading. Upon motion of Senator Stallings, consideration of the bill is postponed until Wednesday, March 14.

S. B. 21, a bill to amend General Statute 14-155 relating to unauthorized connections with cable television lines. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 191, a bill to amend General Statute 7A-16 by adding a new paragraph at the end thereof. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 210, a bill relating to the qualifications of jurors so as to provide that a person who had pled guilty to a felony shall not be qualified to serve on a jury. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 252, a bill to amend General Statute 20-9 to require the surrender of out-of-state driver licenses as a prerequisite to receiving a North Carolina license. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 134, a bill to authorize short-term investments by local ABC boards. The bill passes its second reading. Upon objection of Senator Godwin to its third reading, the bill remains upon the Calendar.

H. B. 133, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems. The bill passes its second reading. Upon objection of Senator Folger to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Coleman, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, March 13, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Lauren R. Sharpe, Pastor of the Kenansville Baptist Church, Kenansville, North Carolina.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Wilkie for tomorrow, March 14.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 112, an act relating to seizure and sale of illegal distilleries and materials used therefor.

S. B. 340, an act to amend General Statute 106-568 by adding thereto a Section 106-568.34 to authorize, as needed, a shift from a per-acre unit for tobacco assessment to a corresponding poundage unit.

S. J. R. 365, a joint resolution urging the United States Department of Agriculture to cancel reported plans to move the ASCS Eastern Aerial Photography Laboratory from Asheville, North Carolina to Salt Lake City, Utah.

H. J. R. 527, a joint resolution honoring Lt. Col. David B. Hatcher, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost seven years.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Strickland, for the Committee on Higher Education:

S. B. 348, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill, with a favorable report.

S. B. 364, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 439, a bill to make General Statute 47-108.11 validating instruments where seals have been omitted applicable to instruments registered before January 1, 1969, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

Committee Substitute for S. B. 160, a bill to amend Chapter 8 of the General Statutes by adding a new section to be designated Section 8-53.5 concerning communications between newsmen and their informants, with an unfavorable report as to bill, favorable as to committee substitute bill. Upon motion of Senator Britt, the substitute bill is placed on the Calendar.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

S. J. R. 412, a joint resolution providing for annual Legislative Sessions and annual budget appropriations for each year of the 1973-75 biennium, with a favorable report.

H. B. 391, a bill to transfer control of the State Legislative Building to the General Assembly, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 454, by Senators White, Allsbrook, Godwin, Alford, Raynor, Williamson, Hardison, Wilkie, Butner, and Harrington, a bill to amend General Statute 15-183 to require the State Department of Correction to assume full financial responsibility for persons committed for appellate safekeeping. Referred to Committee on Judiciary No. 1.

S. B. 455, by Senators Knox, Harrington, Kirby, Royall, and Mullins, a bill to establish a uniform judicial retirement system. Referred to Committee on Courts and Judicial Districts.

S. B. 456, by Senator Deane, a bill to provide for the acquisition of portraits of deceased and future Chief Justices of the Supreme Court of North Carolina. Referred to Committee on Appropriations.

S. B. 457, by Senators Harrington and Godwin, a bill to appropriate funds to assist in the restoration of the Newbold-White House in Perquimans County. Referred to Committee on Appropriations.

S. B. 458, by Senators Godwin and Harrington, a bill to appropriate funds for the completion of the restoration of the Cupola and Barker Houses in Edenton. Referred to Committee on Appropriations.

S. B. 459, by Senator Somers, a bill to amend Chapter 160 of the General Statutes to exempt Rowan County from certain annexation laws. Referred to Committee on Local Government and Regional Affairs.

S. B. 460, by Senator Butner, a bill to amend General Statute 160A-266 to authorize the city of Salisbury to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis. Referred to Committee on Local Government and Regional Affairs.

S. B. 461, by Senator Kirby, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 462, by Senators Bahakel, Knox, Mullins, and Moore, a bill amending Chapter 73, Senate Bill 185 of the 1971 Session of the General Assembly of North Carolina, providing for an amendment in the town boundary limits of the town of Mint Hill, to correct survey errors in the original boundary. Referred to Committee on Local Government and Regional Affairs.

S. B. 463, by Senator Knox, a bill to increase the time of eligibility of prisoners for parole when the prisoners have been convicted of a felony with the use of a firearm. Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 104, Committee Substitute for H. B. 104, a bill to provide for regulation of local health services. Referred to Committee on Public Health and Resources.

H. B. 343, a bill to amend the Machinery Act to require that when one taxing unit collects taxes for another, the ten percent collection fee shall be paid into the general fund of the collecting unit. Referred to Committee on Finance.

H. B. 479, a bill to exempt certain chain stores from city license taxes. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 336, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 48. The bill remains on the Calendar.

SPECIAL ORDER NO. 1

S. B. 227

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 227, a bill to provide equity between State and National Banks as to reserve requirements in North Carolina, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 133, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Senators Folger, Somers, Garrison, and Stallings send forward separate amendments, which are adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 109, a bill to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed indefinitely.

H. B. 134, a bill to authorize short-term investments by local ABC boards, upon third reading. The bill passes its third reading and is ordered enrolled.

S. B. 51, Committee Substitute for S. B. 51, a bill relating to driver license renewal. Upon motion of Senator Somers, consideration of the bill is postponed until Wednesday, March 14.

S. B. 172, a bill to maintain the same automobile liability insurance rate when insurance is changed from one vehicle to another after an increase in rates. Senator Gudger offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 73, a bill to amend General Statute 9-2 to reduce the number of names required for the master jury list, for concurrence in the House amendments. Upon motion of Senator Knox, the Senate concurs in the House amendments, and the bill is ordered enrolled.

S. B. 160, Committee Substitute for S. B. 160, a bill to amend Chapter 8 of the General Statutes by adding a new section to be designated Section 8-53.5 concerning communications between newsmen and their informants. Upon motion of Senator Britt, the Committee Substitute is adopted. Upon motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Tuesday, March 20.

S. B. 447, a bill to amend the North Carolina Consumer Finance Act, upon motion of Senator Britt, S. B. 447 is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Banking.

S. B. 35, a bill to amend General Statute 148-58 so as to require a prisoner serving a life sentence to serve twenty-five years before he is eligible for parole consideration, upon motion of Senator Allsbrook, S. B. 35 is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Social Rehabilitation and Control and Law Enforcement.

Upon motion of Senator Wilkie, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, March 14, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 195, upon motion of Senator McNeill Smith, S. B. 195, an act to permit recovery of punitive damages in civil actions whenever a person is injured by one driving under the influence of intoxicating beverages, is ordered taken from the Committee on Highway Safety and re-referred to the Committee on Judiciary No. 2.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Godwin, for the Committee on Banking:

S. B. 371, a bill amending Article 9 of Chapter 54 of the General Statutes relating to credit unions, with a favorable report, as amended.

S. B. 372, a bill to permit state chartered credit unions to merge, with a favorable report.

S. B. 373, a bill amending General Statute 143A-181 relating to appeals to the Credit Union Commission from decisions of the Administrator of Credit Unions, with a favorable report.

S. B. 374, a bill authorizing the Administrator of Credit Unions to require the retention of certain credit union records, with a favorable report.

S. B. 375, a bill to amend General Statute 58-210, relating to life insurance, so as to provide that the maximum amount of life insurance on a debtor may be increased from $5,000 to $10,000, with a favorable report.

S. B. 432, a bill to amend Article 12 of Chapter 33 of the General Statutes (Gifts of Securities and Money to Minors) so as to provide that a bank shall include state chartered and federally chartered credit unions, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 323, a bill to amend General Statute 115-153 of the Public School Laws of North Carolina, with a favorable report, as amended.

S. B. 357, a bill to improve physical education programs in all county and city school administrative units, with a favorable report. Upon motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 342, a bill to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this act in conformity with plans entered into between the State and the Federal Government, with a favorable report. Upon motion of Senator Saunders, the bill is re-referred to the Committee on Appropriations.

By Senator Royall, for the Committee on Public Health and Resources:

H. B. 168, a bill to make an exception to the Medical Practice Act relating to certain acts of nurses, with a favorable report.

H. B. 169, a bill to amend the Nurse Practice Act to allow nurses to perform certain medical acts, to provide for education credits for certain licensed practical nurses and for other purposes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 464, by Senator Williamson, a bill to authorize the creation of a board of public safety of Columbus County, and to establish a county police force for said county. Referred to Committee on Local Government and Regional Affairs.

S. B. 465, by Senator Williamson, a bill to authorize the Governing Board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw. Referred to Committee on Local Government and Regional Affairs.

S. B. 466, by Senator Garrison, a bill to validate the election of the members of the Monroe City Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 467, by Senator Harrington, a bill to increase the compensation of the chairman and members of the Board of Commissioners of Bertie County. Referred to Committee on Local Government and Regional Affairs.

S. B. 468, by Senator Butner, by request, a bill to amend General Statute 20-129.1 to require special reflective devices to be displayed on the rear of slow-moving vehicles such as farm tractors and implements of husbandry operated on highways. Referred to Committee on Highway Safety.

S. B. 469, by Senators Lynwood Smith and Murrow, a bill to amend Chapter 209 of the 1963 Session Laws authorizing the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point. Referred to Committee on Local Government and Regional Affairs.

S. B. 470, by Senators Lynwood Smith and Murrow, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment and construction contracts by the city of High Point. Referred to Committee on Local Government and Regional Affairs.

S. B. 471, by Senator Taylor, a bill amending General Statute 1-42(d) dealing with oil, gas and mineral interests, so as to make it applicable to Cherokee, Clay, Graham, Henderson, and Macon Counties. Referred to Committee on Local Government and Regional Affairs.

S. B. 472, by Senator Godwin, a bill to permit filing of securities by issue and the establishment and use of a securities clearing corporation. Referred to Committee on Banking.

S. B. 473, by Senator McNeill Smith, a bill to transfer federal tax liens filled before October 1, 1969, to the Clerk of Court's Office. Referred to Committee on Judiciary No. 2.

S. B. 474, by Senator McNeill Smith, a bill to require the forwarding of the birth certificates of adopted children to the office of the register of deeds of the county of residence of the adoptive parents. Referred to Committee on Judiciary No. 2.

S. B. 475, by Senators Gudger, Lynwood Smith, Kirby, Horton, Bahakel, Moore, Knox, McNeill Smith, Mullins, Crawford, and Mauney, a bill to appropriate funds to the Children's Home Society of North Carolina, Inc., to assist in financing the placement in adoptive homes of children who would otherwise be dependent on public support. Referred to Committee on Appropriations.

S. B. 476, by Senators Staton, Folger, Horton, and Lynwood Smith, a bill to amend the Workmen's Compensation Act regarding benefits. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 477, by Senators Staton, Folger, Horton, and Lynwood Smith, a bill to amend the Workmen's Compensation Act relating to coverage of employers. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 478, by Senators Staton, Folger, Horton, and Lynwood Smith, a bill to amend the Workmen's Compensation Act regarding medical benefits. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 479, by Senators Staton, Folger, and Lynwood Smith, a bill to amend the Workmen's Compensation Act to provide for a compulsory Workmen's Compensation Law. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 480, by Senators Staton, Folger, Horton, and Lynwood Smith, a bill to amend the Workmen's Compensation Act regarding average weekly wage. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 481, by Senator Britt, a bill rewriting Sections 4 and 5, Chapter 785, Session Laws of 1953, relating to election of school board members of the St. Pauls City School Board, as amended by Chapter 452, Session Laws of 1955. Referred to Committee on Local Government and Regional Affairs.

S. B. 482, by Senator Britt, a bill rewriting Sections 4, 5, 12, 13 of Chapter 695, Session Laws of 1971, relating to revisions of the charter of the town of St. Pauls, North Carolina. Referred to Committee on Local Government and Regional Affairs.

S. B. 483, by Senator Britt, a bill to amend Chapter 405 of the Session Laws of 1967 authorizing the establishment of liquor control stores in incorporated municipalities in Robeson County upon an affirmative vote of the people. Referred to Committee on Local Government and Regional Affairs.

S. B. 484, by Senator Britt, a bill to set bondsman fees in Robeson County. Referred to Committee on Local Government and Regional Affairs.

S. B. 485, by Senators Rhyne and Rauch, a bill to bring Gaston County under the provisions of General Statute 15-12 relating to unclaimed bicycles and other personal property. Referred to Committee on Local Government and Regional Affairs.

S. B. 486, by Senators Rhyne and Rauch, a bill to make General Statute 20-162.2 relating to removal of unauthorized vehicles from private lots applicable to Gaston County. Referred to Committee on Local Government and Regional Affairs.

S. B. 487, by Senators Hardison, Garrison, Kincaid, Folger, and Mills, a bill to amend General Statute 20-118.2 pertaining to axle weight on vehicles hauling feed. Referred to Committee on Transportation.

S. B. 488, by Senators Henley and Raynor, a bill to amend Chapter 656 of the Session Laws of 1971 to extend the time in which the Cumberland County Local Government Study Commission shall complete its work and make its report to December 1, 1975. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 41, a bill to rewrite General Statute 42-29 concerning service of process in summary ejectment cases, for concurrence in the House amendment.
Upon motion of Senator Knox, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 58, a bill to amend General Statute 7A-45(a) to authorize special judges to hold over until their successors are appointed and qualified, for concurrence in the House amendment. Upon motion of Senator Knox, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 107, Committee Substitute for H. B. 107, a bill to rewrite General Statute 130-13 relating to provision of public health services and to county health departments. Referred to Committee on Public Health and Resources.

H. B. 267, a bill to provide for the admissibility of dying declarations in all civil and criminal actions. Referred to Committee on Judiciary No. 1.

H. B. 434, a bill to incorporate the town of Harrisburg in Cabarrus County subject to an election. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 336, a bill to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973, upon third reading. The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Harrison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 48. The bill is ordered enrolled.

S. B. 291, a bill to amend Chapter 160A of the General Statutes to establish requirements of a Board of Directors for a Regional Council of Governments, upon third reading. Senator Stallings offers an amendment. Senator Sharpe offers an amendment. Upon motion of Senator Stallings, the bill and pending amendments are recommitted to the Committee on Local Government and Regional Affairs.

S. B. 51, Committee Substitute for S. B. 51, a bill relating to driver license renewal. Senator Somers calls for the "ayes" and "noes." The call is sustained. The Committee Substitute bill passes its second reading by roll call vote, ayes 30, noes 18, as follows: Those voting the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Britt, Butner, Folger, Godwin, Harrington, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Taylor, Webster, White — 30. Those voting in the negative are: Senators Allen, Bob L. Barker, Blanchard, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Moore, Rauch, Rountree, Royall, McNeill Smith, Stallings, Staton, Strickland — 18. Upon objection of Senator Rauch to its third reading, the Committee Substitute bill remains upon the Calendar.

S. B. 221, a bill to clarify and expand the methods of establishing legal title to real estate. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 348, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina. The bill passes its second reading. Upon objection of Senator Folger to its third reading, the bill remains upon the Calendar.

S. B. 364, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education. The bill passes its second reading. Upon objection of Senator Henley to its third reading, the bill remains upon the Calendar.

S. J. R. 412, a joint resolution providing for annual Legislative Sessions and annual budget appropriations for each year of the 1973-75 biennium. Senator Horton offers a motion that the resolution be temporarily displaced on the Calendar. Senator Allsbrook offers a substitute motion that consideration of the resolution be postponed until Thursday, March 15, and that it be made Special Order No. 1 of the day, which motion prevails.

S. B. 439, a bill to make General Statute 47-108.11 validating instruments where seals have been omitted applicable to instruments registered before January 1, 1969. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 391, a bill to transfer control of the State Legislative Building to the General Assembly. Upon motion of Senator Folger, consideration of the bill is postponed until Thursday, March 15.

S. B. 261, a bill to amend the motor vehicle dealers and manufacturers licensing law with regard to regulation of business practices between dealers and manufacturers, for concurrence in the House amendments. Senator Godwin offers a motion that the Senate concur in House Amendment No. 1. Senator Horton offers a substitute motion that the Senate do not concur in House Amendment No. 1 and that the President appoint a conference committee to meet with a like committee from the House of Representatives to resolve the differences arising over the bill, which motion fails to prevail. The motion offered by Senator Godwin prevails and the Senate concurs in House Amendment No. 1. Upon motion of Senator Godwin, the Senate concurs in House Amendment No. 2. Senator Godwin offers a motion that the Senate concur in House Amendment No. 3. Senator Horton offers a substitute motion that the Senate do not concur in House Amendment No. 3 and that the President appoint a conference committee to meet with a like committee of the House of Representatives to resolve the differences arising over the bill, which motion fails to prevail. The motion offered by Senator Godwin prevails and the Senate concurs in House Amendment No. 3. Upon motion of Senator Godwin, the Senate concurs in House Amendment No. 4. Upon motion of Senator Godwin, the Senate concurs in House Amendment No. 5. The bill is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 133

HOUSE OF REPRESENTATIVES,
March 14, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to H. B. 133, "a bill to be entitled an act to ensure that the mandatory expenditure of seven percent of ABC profits apply to all ABC systems," and requests conferees. Mr. Speaker Ramsey has appointed Representatives Beard, DeBruhl, and High on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Gudger offers a motion that the President appoint a conference committee, which motion prevails. The President appoints Senators Williamson (Chairman), Rauch, and Knox to serve as conferees on the part of the Senate on this bill and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Robert J. Barker, the Senate adjourns to meet tomorrow at 2:30 P.M.

FORTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, March 15, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 58, an act to amend General Statute 7A-45(a) to authorize special judges to hold over until their successors are appointed and qualified.

S. B. 73, an act to amend General Statute 9-2 to reduce the number of names required for the master jury list.

S. B. 327, an act to provide for a county electrical inspector in Avery County and to prohibit municipalities from employing electrical inspectors.

H. B. 134, an act to authorize short-term investments by local ABC boards.

H. B. 336, an act to specify the manner in which local government and public authority budget ordinances are to be prepared and adopted for the fiscal year beginning July 1, 1973.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Bahakel, for the Committee on Alcoholic Beverage Control:

S. B. 107, a bill to change the hours of the ABC stores and to change the days of closing, with a favorable report, as amended. Upon motion of Senator Bahakel, the bill is placed on the Calendar for Tuesday, March 20.

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law, with a favorable report, as amended. Upon motion of Senator Bahakel, the bill is placed on the Calendar for Monday, March 19.

H. B. 262, a bill to amend General Statute 18A-28, relating to transportation of five gallons of alcoholic beverage, so as to make the Section applicable to the city of Lexington, with a favorable report. Upon motion of Senator Bahakel, the rules are suspended, and the bill is placed on today's Calendar.

By Senator White, for the Committee on Agriculture:

H. B. 453, a bill to amend General Statute 106-465 relating to the auction sale of leaf tobacco so as to require tobacco warehouses to carry adequate fire insurance and extended coverage, with a favorable report.

By Senator Folger, for the Committee on Constitution:

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, with a favorable report.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 167, a bill to amend General Statute 7A-41 to permit rotation in two circuits within the fourth judicial division, with a favorable report. Upon motion of Senator Knox, the bill is placed on the Calendar for Monday, March 19.

By Senator McNeill Smith, for the Committee on Highway Safety.

S. B. 89, a bill to amend General Statute 20-138 relative to driving under the influence of intoxicating liquor and General Statute 20-139.1 relative to the admissibility of chemical analysis for blood alcohol in evidence in trial for driving under the influence, with a favorable report. Upon motion of Senator McNeill Smith, the bill is placed on the Calendar for Thursday, March 22.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 383, a bill to amend General Statute 14-163 and General Statute 14-366 so that the death due to wilful poisoning of livestock will constitute a felony punishable up to five years in prison and/or a fine in the discretion of the court, with a favorable report, as amended.

S. B. 454, a bill to amend General Statute 15-183 to require the State Department of Correction to assume full financial responsibility for persons committed for appellate safekeeping, with a favorable report, as amended.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 464, a bill to authorize the creation of a Board of Public Safety of Columbus County, and to establish a county police force for said County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 489, by Senator Allen, a bill entering into and enacting the Southern Growth Policies Agreement. Referred to Committee on State Policies.

S. B. 490, by Senator Mauney, a bill to provide for the establishment of the Kings Mountain Lake Authority. Referred to Committee on Local Government and Regional Affairs.

S. B. 491, by Senator Lynwood Smith, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the policy department of the city of High Point. Referred to Committee on Local Government and Regional Affairs.

S. B. 492, by Senators Rhyne, Rauch and Mauney, a bill to permit municipal government to regulate parking on city-owned property. Referred to Committee on Local Government and Regional Affairs.

S. B. 493, by Senator Hardison, a bill to provide for voluntary annexation by the city of Kinston of areas, territories, or subdivisions not contiguous to the municipal boundaries of the city of Kinston. Referred to Committee on Local Government and Regional Affairs.

S. B. 494, by Senator Folger, a bill to appropriate funds to assist in the restoration of the Bernhard Franklin House in Surry County. Referred to Committee on Appropriations.

S. B. 495, by Senators Taylor and Wilkie, a bill to amend Chapter 922 of the Session Laws of 1969. Referred to Committee on Local Government and Regional Affairs.

S. B. 496, by Senator Bagnal, a bill to prohibit the discharge of all firearms in residential areas of Forsyth County. Referred to Committee on Local Government and Regional Affairs.

S. B. 497, by Senators Bahakel, Mullins and Knox, a bill to permit detention of public drunks in certain circumstances. Referred to Committee on Judiciary No. 2.

S. B. 498, by Senators McNeill Smith, Kirby, Godwin, and Webster, a bill to amend the fees for registration of land titles. Referred to Committee on Local Government and Regional Affairs.

S. B. 499, by Senators McNeill Smith, Kirby, Godwin, and Webster, a bill to amend uniform commercial code filing fees. Referred to Committee on Local Government and Regional Affairs.

S. B. 500, by Senators McNeill Smith, Kirby, Godwin, and Webster, a bill to repeal certain Sections of Chapter 161 of the North Carolina General Statutes. Referred to Committee on Local Government and Regional Affairs.

S. B. 501, by Senators McNeill Smith, Kirby, Godwin, and Webster, a bill to amend the registers of deeds uniform fee schedule. Referred to Committee on Local Government and Regional Affairs.

S. B. 502, by Senators McNeill Smith, Kirby, Godwin, and Webster, a bill to amend certain provisions of Article 8E of Chapter 105 of the North Carolina General Statutes relating to the excise stamp tax on conveyance. Referred to Committee on Local Government and Regional Affairs.

S. B. 503, by Senator McNeill Smith, a bill to be known as the Protection of the Elderly Act. Referred to Committee on Judiciary No. 2.

S. B. 504, by Senator McNeill Smith, a bill to amend General Statute 153-9(17) relating to the closing of public ways. Referred to Committee on Judiciary No. 2.

S. B. 505, by Senator McNeill Smith, a bill to exempt frozen and unfrozen natural fruit juice and natural vegetable juice concentrates from the Soft Drink Tax. Referred to Committee on Finance.

S. B. 506, by Senator Britt, a bill to require nonresidents of Robeson County to apply for marriage licenses seventy-two hours before issuance. Referred to Committee on Local Government and Regional Affairs.

S. B. 507, by Senator Britt, a bill to increase the size and provide for election of the Robeson County School Board. Referred to Committee on Local Government and Regional Affairs.

S. B. 508, by Senator Britt, a bill to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

S. B. 509, by Senator Britt, a bill to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 510, by Senator Godwin, a bill to annex certain lands to the town of Gatesville. Referred to Committee on Local Government and Regional Affairs.

S. B. 511, by Senators Godwin and Harrington, a bill to amend the charter of the town of Winfall in Perquimans County. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 512, by Senators Godwin and Harrington, a joint resolution commemorating the celebration of the Biennial Pilgrimage of Colonial Edenton and Countryside, and inviting the members of the North Carolina General Assembly and the public to attend. Upon motion of Senator Godwin, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 513, by Senators Raynor and Henley, a Senate Resolution honoring the memory of fourteen Golden Knights, of the United States Army Parachute Team. Upon motion of Senator Raynor, the Resolution is adopted. (The text of this Resolution appears in the Appendix.)

S. B. 514, by Senator Gudger, a bill exempting licensed physicians from civil or criminal liability for refusing to perform or to cause to be performed any abortion in North Carolina. Referred to Committee on Judiciary No. 1.

S. B. 515, by Senators McNeill Smith, Lynwood Smith and Murrow, a bill to require the disclosure of assets by members of the Board of County Commissioners of Guilford County. Referred to Committee on Judiciary No. 2.

S. B. 516, by Senators Allsbrook and White, a bill to authorize the Weldon School Administrative Unit to lease certain property to the Board of Commissioners of Halifax County to be used for public purposes. Referred to Committee on Local Government and Regional Affairs.

S. B. 517, by Senator Hardison, a bill to validate the private sale of certain real property formerly owned by the town of Kenansville ABC Board. Referred to Committee on Local Government and Regional Affairs.

S. B. 518, by Senator Staton, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued. Referred to Committee on Finance.

S. B. 519, by Senators Mullins, Knox, Bahakel and Moore, a bill to amend General Statute 143-135 relating to the letting of public contracts by the city of Charlotte. Referred to Committee on Local Government and Regional Affairs.

S. B. 520, by Senators Mullins, Knox, Bahakel and Moore, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to written contracts. Referred to Committee on Local Government and Regional Affairs.

S. B. 521, by Senators Robert J. Barker, Bob L. Barker and Staton, a bill to reorganize and expand the membership of the Wake County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 522, by Senator Robert J. Barker, a bill relating to the games of "bingo" and "skilo" in Wake County. Referred to Committee on Local Government and Regional Affairs.

S. B. 523, by Senator Knox, a bill to make clarifying amendments to the levy and release-refund provisions of the Machinery Act of 1971. Referred to Committee on Finance.

S. J. R. 524, by Senators White, Alford, Allsbrook, Godwin, Harrington and Kirby, a joint resolution recognizing and endorsing the second week of March as National Peanut Week. Upon motion of Senator White, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 416, a bill to amend General Statute 20-11(b) to provide for learner's permit at age 15. Referred to Committee on Highway Safety.

H. B. 521, a bill providing for the time of election of members of the Chapel Hill-Carrboro City Board of Education and fixing their terms of office. Referred to Committee on Local Government and Regional Affairs.

H. B. 106, a bill to rewrite General Statute 130-14 relating to district health departments. Referred to Committee on Public Health and Resources.

H. B. 398, a bill to prohibit the hunting or taking of bear in Tyrrell County. Referred to Committee on Wildlife.

H. B. 612, a bill to prohibit the practice of phrenology, palmistry, fortune-telling or clairvoyance in Henderson County. Referred to Committee on Local Government and Regional Affairs.

H. B. 616, a bill to prohibit hunting with firearms from the right-of-way of highways in Wilkes County. Referred to Committee on Local Government and Regional Affairs.

H. B. 579, a bill providing four-year terms for the Board of Commissioners of Madison County. Referred to Committee on Local Government and Regional Affairs.

H. B. 583, a bill to make it unlawful to kill any red fox in Rutherford County or McDowell County. Referred to Committee on Wildlife.

H. B. 617, a bill relating to raccoon hunting in Wilkes County. Referred to Committee on Wildlife.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 51, Committee Substitute for S. B. 51, a bill relating to driver license renewal, upon third reading. Senator Strickland moves that the Committee Substitute bill be re-referred to the Committee on Highway Safety, which motion fails to prevail. Senator Staton offers an amendment which fails of adoption. The Committee Substitute bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 348, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill, upon third reading. Upon motion of Senator Strickland, the bill is re-referred to the Committee on Appropriations.

S. B. 364, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

SPECIAL ORDER

S. J. R. 412

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. J. R. 412, a joint resolution providing for annual Legislative Sessions and annual budget appropriations for each year of the 1973-75 biennium. Senator Gudger offers an amendment which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 323, a bill to amend General Statute 115-153 of the public school laws of North Carolina. Upon motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 371, a bill amending Article 9 of Chapter 54 of the General Statutes relating to credit unions. Upon motion of Senator Lynwood Smith, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 372, a bill to permit state chartered credit unions to merge. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 373, a bill amending General Statute 143A-181 relating to appeals to the Credit Union Commission from decisions of the administrator of credit unions. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 374, a bill authorizing the administrator of credit unions to require the retention of certain credit union records. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 375, a bill to amend General Statute 58-210 relating to life insurance, so as to provide that the maximum amount of life insurance on a debtor may be increased from $5,000 to $10,000. The bill passes its second reading. Upon objection of Senator Taylor to its third reading, the bill remains on the Calendar.

S. B. 432, a bill to amend Article 12 of Chapter 33 of the General Statutes (gifts of securities and money to minors) so as to provide that a bank shall include State chartered and federally chartered credit unions. Senator Lynwood Smith offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 168, a bill to make an exception to the Medical Practice Act relating to certain acts of nurses. Passes its second and third readings and is ordered enrolled.

H. B. 169, a bill to amend the Nurse Practice Act to allow nurses to perform certain medical acts, to provide for education credits for certain licensed practical nurses and for other purposes. Passes its second and third readings and is ordered enrolled.

H. B. 391, a bill to transfer control of the State Legislative Building to the General Assembly. Senator Godwin offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 262, a bill to amend General Statute 18A-28, relating to transportation of five gallons of alcoholic beverage, so as to make the Section applicable to the city of Lexington. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Webster, the Senate ajourns to meet tomorrow at 9:00 A.M.

FORTY-EIGHTH DAY

SENATE CHAMBER,
Friday, March 16, 1973.

The Senate meets pursuant to adjournment and is called to order by Lientenant Governor James B. Hunt, Jr.

Prayer is offered by Representative Robert Q. Beard of Catawba County.

Senator Scott for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Moore, Gudger, and Allen for today.

The President recognizes the following pages for their services this week: Mark Tommerdahl, Raleigh; Karen Burchette, Yadkinville; Hugh Banks Lewis, Murfreesboro; David Keith Vereen, Greensboro; Rodney Shore Matthews, Fayetteville; Hope Brown, Durham; Jimmy Bryan, Goldsboro; Mary Todd MacKenzie, Washington; John Daniel Ayers, Jr., Graham; Ben Fountain III, Cary; Robin Cratch, Washington; Marsha Louise Herrin, Charlotte; Carolyn Marie Brown, Fayetteville; Michael Wesley Hickman, Charlotte; David Stanley Howey, Charlotte; Jane Albright, Graham; Amy Frederick, Hillsborough; Melia Black, Winston-Salem; Alvah Taylor Simmons, Henderson; John Forlines III, Granite Falls; and Johnny Edwards, Pactolus.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 9:11 A.M. and sent to the office of the Secretary of State:

S. B. 41, an act to rewrite General Statute 42-29 concerning service of process in summary ejectment cases.

S. B. 261, an act to amend the Motor Vehicle Dealers and Manufacturers Licensing Law with regard to regulation of business practices between dealers and manufacturers.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 525, upon motion of Senator Britt, the rules are suspended to permit the introduction of the following local bill: S. B. 525, by Senator Britt, a bill to revise and consolidate the charter of the city of Raeford. Referred to Committee on Local Government and Regional Affairs.

S. B. 526, upon motion of Senator Horton, the rules are suspended to permit the introduction of the following local bill: S. B. 526, by Senators Horton and Bagnal, a bill to include Forsyth County within the provisions of General Statute 47-17.1 regarding designating draftsmen on documents filed in the register of deeds office. Referred to Committee on Local Government and Regional Affairs.

S. B. 527, by Senator McNeill Smith, a bill to provide for discretionary pre-sentence investigation first offense D. U. I. and mandatory pre-sentence investigation for second and subsequent offenses. Referred to Committee on Highway Safety.

S. B. 528, by Senators Stallings, Mills and Webster, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 487, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education. Referred to Committee on Higher Education.

H. B. 506, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill. Referred to Committee on Higher Education.

H. B. 571, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of Stokes County in connection with the authorization of five million dollar school bonds of said county and the calling and holding of an election thereof. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 589, a joint resolution calling attention to inequities in apportionment of federal highway trust funds among the states and requesting changes in the apportionment formula. Referred to Committee on Transportation.

H. B. 613, a bill to equalize options for certain cities and towns. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 464, a bill to authorize the creation of a board of public safety of Columbus County, and to establish a county police force for said county. Passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger.

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, upon second reading. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Monday, March 19.

S. B. 375, a bill to amend General Statute 58-210, relating to life insurance, so as to provide that the maximum amount of life insurance on a debtor may be increased from $5,000 to $10,000, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 383, a bill to amend General Statute 14-163 and General Statute 14-366 so that the death due to wilful poisoning of livestock will constitute a felony punishable up to five years in prison and/or a fine in the discretion of the court. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 454, a bill to amend General Statute 15-183 to require the State Department of Corrections to assume full financial responsibility for persons committed for appellate safekeeping. Upon motion of Senator White, the Committee amendment is adopted. Upon motion of Senator Strickland, consideration of the bill, as amended, is postponed until Monday, March 19. Upon motion of Senator Allsbrook, the vote by which consideration of the bill, as amended, was postponed until March 19 is reconsidered and the bill is ordered returned to today's Calendar. The bill, as amended, passes its second reading. Upon objection of Senator Scott to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 453, a bill to amend General Statute 106-465 relating to the auction sale of leaf tobacco so as to require tobacco warehouses to carry adequate fire insurance and extended coverage. The bill passes its second reading. Upon objection of Senator Harrington to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Knox, the Senate adjourns to meet on Monday, at 8:00 P.M.

FORTY-NINTH DAY

SENATE CHAMBER,
Monday, March 19, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Godwin for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:03 P.M. and sent to the office of the Secretary of State:

S. B. 40, an act to authorize the Supreme Court to promulgate a code of judicial conduct for the guidance of the judges of the General Court of Justice.

S. B. 44, an act to amend General Statute 7A-217(1) concerning personal service of process in a small claim action.

S. B. 60, an act to amend General Statute 1A-1 (Rule 62) to exempt summary ejectment cases from the rule prohibiting execution on a judgment within ten days.

H. B. 168, an act to make an exception to the Medical Practice Act relating to certain acts of nurses.

H. B. 169, an act to amend the Nurse Practice Act to allow nurses to perform certain medical acts, to provide for education credits for certain licensed practical nurses and for other purposes.

H. B. 262, an act to amend General Statute 18A-28, relating to transportation of five gallons of alcoholic beverage, so as to make the Section applicable to the city of Lexington.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 529, by Senator Webster, a joint resolution honoring Rockingham County High School basketball teams. Upon motion of Senator Webster, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 530, by Senators Crawford and Mullins, a Senate resolution commending efforts to reduce consumption of meat in North Carolina as a means of causing a reduction in the cost thereof. Upon motion of Senator Rauch, the resolution is referred to the Committee on Agriculture.

S. B. 531, by Senator Knox, a bill to restrict the sale of surplus weapons by the State of North Carolina. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 532, by Senators Deane, Garrison, Stallings and Coleman, a bill to permit the Department of Motor Vehicles to release vehicle registration records upon the payment of a fee. Referred to Committee on Judiciary No. 2.

S. B. 533, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills and Mullins, a bill to further effectuate the reorganization of State Government. Referred to Committee on State Government.

S. B. 534, upon motion of Senator Taylor, the rules are suspended to permit the introduction of the following local bill: S. B. 534, by Senators Taylor and Wilkie, a bill to repeal Chapter 250 of the Session Laws of 1971. Referred to Committee on Judiciary No. 1.

S. B. 535, by Senators Crawford and Gudger, a bill to appropraite funds for construction of a regional produce market in Asheville. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 719, a joint resolution honoring Mr. and Mrs. Clifton O'Neal Howell on the occasion of their 50th wedding anniversary. Upon motion of Senator Lynwood Smith, the rules are suspended, and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered enrolled.

H. B. 64, a bill to delete references to justice of the peace and constable and otherwise conform various sections of the General Statutes to the terminology and procedure of the Judicial Department Act of 1965, as amended. Referred to Committee on Courts and Judicial Districts.

H. B. 590, a bill to amend Chapter 412 of the Session Laws of 1969 relating to the Reidsville fireman's supplemental retirement fund. Referred to Committee on Local Government and Regional Affairs.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way. Referred to Committee on Natural and Economic Resources.

H. B. 610, a bill authorizing municipalities to use a corporate stamp which is a facsimile of its seal in lieu of an embossed corporate seal. Referred to Committee on Local Government and Regional Affairs.

H. B. 41, a bill to amend Chapter 7A to revise procedures for the removal of solicitors, assistant solicitors, clerks of superior court, magistrates, and public defenders. Referred to Committee on Courts and Judicial Districts.

H. B. 436, a bill to create a scenic and recreation trails sytem and to provide for the designation, administration, regulation, and acquisition of scenic trails and trail rights-of-way. Referred to Committee on Natural and Economic Resources.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, upon second reading. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Tuesday, March 20.

S. B. 454, a bill to amend General Statute 15-183 to require the State Department of Correction to assume full financial responsibility for persons committed for appellate safekeeping, as amended, upon third reading. Upon motion of Senator White, the bill, as amended, is re-referred to the Committee on Appropriations.

H. B. 453, a bill to amend General Statute 106-465 relating to the auction sale of leaf tobacco so as to require tobacco warehouses to carry adequate fire insurance and extended coverage, upon third reading. The bill passes its third reading and is ordered enrolled.

S. B. 167, a bill to amend General Statute 7A-41 to permit rotation in two circuits within the Fourth Judicial Division. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law. Upon motion of Senator Gudger, the Committee amendment is adopted. Upon motion of Senator Henley, consideration of the bill, as amended, is postponed until Tuesday, March 20.

Upon motion of Senator Raynor, the Senate adjourns to meet tomorrow at 2:30 P.M.

FIFTIETH DAY

SENATE CHAMBER,
Tuesday, March 20, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend T. Robert Mulinax, Executive Secretary of the Council on Christian Higher Education of the Baptist State Convention.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 322, upon motion of Senator Gudger, S. B. 322, a bill to appropriate additional funds for the Narcotics Division of the State Bureau of Investigation, is ordered taken from the Committee on Social Rehabilitation and Control and Law Enforcement and placed in the Committee on Appropriations.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 121, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department), with a favorable report.

S. B. 254, a bill to provide a two thousand dollar ($2,000) income tax tax exemption, for a parent or guardian of a severely retarded child, with a favorable report, as amended.

S. B. 351, a bill to amend General Statute 105-333(14) to exclude cable television companies from the definition of the term "public service company," with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 410, Committee Substitute for S. B. 410, a bill to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Britt, the Committee Substitute bill is placed upon today's Calendar.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 361, a bill to amend General Statute 14-269 to authorize law enforcement agencies to regulate possession of concealed weapons by law enforcement officers, with a favorable report, as amended.

S. B. 435, a bill to control the sale and possession of short-barreled shotguns, with a favorable report, as amended.

S. B. 463, a bill to increase the time of eligibility of prisoners for parole when the prisoners have been convicted of a felony with the use of a firearm, with a favorable report, as amended.

By Senator Raynor, for the Committee on Mental Health:

S. B. 337, a bill to prohibit the withholding of funds from local mental health units, with a favorable report, as amended.

S. J. R. 396, a joint resolution creating the North Carolina Mental Health Code Commission, without prejudice. Upon motion of Senator Raynor, the resolution is re-referred to the Committee on Appropriations.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 18, a bill to be known as the law enforcement officers minimum salary act, with a favorable report, as amended. Upon motion of Senator Gudger, the bill is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of, as follows:

S. B. 536, by Senator White, a bill to provide a reasonable limit on class size in the public schools of North Carolina so as to improve instruction. Referred to Committee on Appropriations.

S. B. 537, by Senators White and Kincaid, a bill to amend Article 4C of Chapter 106 of the General Statutes, the Structural Pest Control Act. Referred to Committee on Agriculture.

S. B. 538, by Senator White, a bill to regulate the sales of commercial feeds. Referred to Committee on Agriculture.

S. B. 539, by Senator Coleman, a bill to provide for comparative negligence verdicts. Referred to Committee on Judiciary No. 2.

S. B. 540, by Senator Knox, a bill to amend General Statute 7A-41 to authorize an additional resident superior court judge in various judicial districts. Referred to Committee on Courts and Judicial Districts.

S. B. 541, by Senator Knox, a bill to amend General Statute 7A-133 to authorize an additional district court judge in various district court districts. Referred to Committee on Courts and Judicial Districts.

S. B. 542, by Senator Britt, a bill to amend General Statute 87, Article 5, relating to refirgeration contractors. Referred to Committee on Judiciary No. 2.

S. B. 543, by Senator Godwin, a bill to amend General Statute 126-8 with regard to the amount of vacation leave which is to be granted to each State employee. Referred to Committee on State Government.

S. B. 544, upon motion of Senator Henley, the rules are suspended to permit the introduction of the following local bill: S. B. 544, by Senators Henley and Raynor, a bill providing authority for the County Board of Commissioners of Cumberland County to appoint an ex-officio member and officer to county boards, commissions, and agencies where local laws designate county treasurer. Referred to Committee on Local Government and Regional Affairs.

S. B. 545, by Senators Henley and Raynor, a bill to amend General Statute 128-26(e) and General Statute 135-4(e) so as to allow a person to restore an inactive account in either retirement system by lump sum payment regardless of which system closed the account. Referred to Committee on State Government.

S. B. 546, upon motion of Senator Williamson, the rules are suspended to permit the introduction of the following local bill: S. B. 546, by Senator Williamson, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an airport commission vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina. Referred to Committee on Local Government and Regional Affairs.

S. B. 547, by Senators Lynwood Smith, Butner, Murrow, McNeill Smith, and Allsbrook, a bill to appropriate fifty thousand dollars ($50,000) to the Junior Order Children's Home for each of the next two fiscal years. Referred to Committee on Appropriations.

S. B. 548, by Senators Crawford and Gudger, a bill to amend General Statute 7A-465 to provide for the establishment of the office of public defender in the

Twenty-Eighth Judicial District and to amend General Statute 7A-466 to provide for the appointment of the public defender by the senior resident superior court judge of that Judicial District. Referred to Committee on Judiciary No. 2.

S. B. 549, by Senator Staton, a bill to amend Sections 9-4 and 9-10 of the General Statutes, relating to the availability of jury lists and service of notice on jurors. Referred to Committee on Courts and Judicial Districts.

S. B. 550, by Senator Rountree, a bill to amend General Statute 115-34 and General Statute 115-165 to provide for an appeal from a decision of a county or city board of education to the superior court of the county in which the county or city board of education is located. Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 51, a bill to reduce the minimum number of magistrates in certain counties. Referred to Committee on Courts and Judicial Districts.

H. B. 53, a bill to exempt from North Carolina premium tax premiums received by insurers in connection with certain plans qualified under the Internal Revenue Code. Referred to Committee on Finance.

S. B. 76, a bill to amend General Statute 9-15(a) to clarify the right of counsel to query prospective jurors, for concurrence in the House amendment. Upon motion of Senator Knox, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. J. R. 656, a joint resolution honoring Lieutenant Colonel Arthur T. Ballard, Jr., United States Air Force pilot, upon his return to the United States from North Vietnam where he was held as a prisoner of war for six and one-half years. Upon motion of Senator Rauch, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 657, a joint resolution honoring the life and memory of James A. Glover. Upon motion of Senator Alford, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 588, a joint resolution honoring the life and memory of Fred O. Christopher, former member of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. B. 641, a bill to provide that the election for members of the Alamance County Board of Education shall be held in November. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 47. Upon objection of Senator Allsbrook to its third reading, the bill remains upon the Calendar.

S. B. 107, a bill to change the hours of the ABC stores and to change the days of closing. Upon motion of Senator Gudger, the Committee amendments are adopted. Senator Deane offers an amendment which is adopted. Seantor Rhyne calls for the "ayes" and "noes." The call is sustained. The bill, as amended, fails to pass its second reading by roll call vote, ayes 18, noes 30, as follows: Those voting in the affirmative are: Sneators Allen, Allsbrook, Bahakel, Britt, Crawford, Godwin, Gudger, Henley, Knox, Mullins, Murrow, Raynor, Rountree, Royall, Saunders, Staton, Webster, Williamson — 18. Those voting in the negative are: Senators Alford, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard Butner, Coleman, Deane, Folger, Garrison, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Poovey, Rauch, Rhyne, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, White — 30.

S. B. 160, Committee Substitute for S. B. 160, a bill to amend Chapter 8 of the General Statutes by adding a new section to be designated Section 8-53.5 concerning communications between newsmen and their informants. Senator Gudger offers an amendment which is adopted. Senator Britt calls the previous question, seconded by Senator McNeill Smith. The call is sustained. The Committee Substitute bill, as amended, fails to pass its second reading. Senator Staton requests that he be recorded as voting "aye." Senator Somers requests that he be recorded as voting "no."

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law, as amended. Upon motion of Senator Moore, consideration of the bill, as amended, is postponed until Wednesday, March 21.

S. B. 410, Committee Substitute for S. B. 410, a bill to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies. Upon motion of Senator Britt, the Committee Substitute bill is adopted and the bill remains upon the Calendar.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

FIFTY-FIRST DAY

SENATE CHAMBER,
Wednesday, March 21, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Thomas Law, Pastor of St. Pauls Christian Church, Raleigh.

Senator Rauch for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 76, an act to amend General Statute 9-15(a) to clarify the right of counsel to query prospective jurors.

H. B. 453, an act to amend General Statute 106-465 relating to the auction sale of leaf tobacco so as to require tobacco warehouses to carry adequate fire insurance and extended coverage.

S. J. R. 445, a joint resolution honoring the life and memory of Miss Katie Cobb.

H. J. R. 656, a joint resolution honoring Lieutenant Colonel Arthur T. Ballard, Jr., United States Air Force pilot, upon his return to the United States from North Vietnam where he was held as a prisoner of war for six and one-half years.

H. J. R. 657, a joint resolution honoring the life and memory of James A. Glover.

H. J. R. 719, a joint resolution honoring Mr. and Mrs. Clifton O'Neal Howell on the occasion of their 50th wedding anniversary.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Harrington, for the Committee on Transportation:

S. B. 406, a bill to amend General Statute 136-30.1 pertaining to edge line marking on State highways, with a favorable report, as amended.

H. J. R. 589, a joint resolution calling attention to inequities in apportionment of Federal Highway Trust Funds among the states and requesting changes in the apportionment formula, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 292, a bill to make the Craven Technical Institute a comprehensive community college, with a favorable report. Upon motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

S. B. 394, a bill to amend General Statute 115A-5 authorizing community colleges, technical institutes, and industrial education centers to teach extension

courses at convenient locations away from institution campuses, with a favorable report. Upon motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

By Senator Britt, for the Committee for Judiciary No. 2:

S. B. 189, Committee Substitute for S. B. 189, a bill relating to when an officer may arrest without a warrant, so as to provide for arrest without warrant for certain violations of the Motor Vehicle Act, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Britt, the Committee Substitute bill is placed on today's Calendar.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 434, a bill to incorporate the town of Harrisburg in Cabarrus County subject to an election, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 551, by Senators Hughes and Wilkie, a bill to permit counties to levy ad valorem taxes in support of nonprofit volunteer fire departments and rescue squads. Referred to Committee on Finance.

S. B. 552, by Senators Sharpe, Knox, Hughes, Rhyne, Coleman, Williamson, Allsbrook, and Allen, a bill to amend Article 25A of Chapter 126 of the General Statutes, the North Carolina Egg Law, so as to remove certain exemptions contained therein. Referred to Committee on Agriculture.

S. B. 553, by Senators Deane, Butner and Somers, a bill to extend the time for election of nonprofit or charitable organizations to comply with the Reimbursement Act of the Employment Security Commission. Referred to Committee on Judiciary No. 2.

S. B. 554, by Senator Henley, a bill providing that all appropriated drug abuse monies from the North Carolina General Assembly or the United States Congress be directed through the North Carolina Drug Authority. Referred to Committee on State Government.

S. B. 555, by Senator Kirby, a bill to amend General Statute 33-31 to clarify its provisions. Referred to Committee on Judiciary No. 2.

S. B. 556, by Senators Britt, Kirby, Strickland, Sharpe, and Bahakel, a bill to revise Article 6, Chapter 90 of the General Statutes of North Carolina, relating to optometry. Referred to Committee on Judiciary No. 2.

S. B. 557, by Senators Gudger, Crawford, and Webster, a bill to provide for uniform regulation of the bail bond business throughout the State. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 558, by Senator Knox, a bill to appropriate funds for the Uniform Judicial Retirement System. Referred to Committee on Courts and Judicial Districts.

S. B. 559, by Senator Knox, a bill to amend General Statute 7A-41 to provide for an additional assistant solicitor in various Judicial Districts. Referred to Committee on Courts and Judicial Districts.

S. B. 560, by Senator Knox, a bill to appropriate funds to Western Carolina Center for the construction of a school building. Referred to Committee on Appropriations.

S. B. 561, by Senator Knox, a bill to appropriate funds to Western Carolina Center for the construction of a student trainee living area. Referred to Committee on Appropriations.

S. B. 562, by Senator Alford, a bill to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities. Referred to Committee on Education.

Upon motion of Senator Allen, the rules are suspended to permit the introduction of local bills S. B. 563, S. B. 564 and S. B. 565, as follows:

S. B. 563, by Senator Folger, a bill to amend Chapter 455 of the Session Laws of 1947 to provide for the election of the Elkin City School Administrative Unit Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 564, by Senators Bahakel, Knox, Moore, and Mullins, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte. Referred to Committee on Local Government and Regional Affairs.

S. B. 565, by Senators Bahakel, Knox, Moore, and Mullins, a bill to appropriate additional operating funds for the Mental Retardation Complex in Mecklenburg County through the Department of Human Resources Mental Health System. Referred to Committee on Local Government and Regional Affairs.

S. B. 566, by Senator Scott, a bill to appropriate two million dollars to the Department of Human Resources providing for direct grants to area mental health programs. Referred to Committee on Appropriations.

S. B. 567, by Senators Mullins, Moore, Knox, Allen, Bahakel, Mills, Rountree, Webster, McNeill Smith, Godwin, Blanchard, Butner, Britt, Bagnal, Kincaid, and Hughes, a bill to establish a State drug education program. Referred to Committee on Appropriations.

S. J. R. 568, by Senators Horton, Wilkie, Allen, Harrington, Folger, Rountree, Blanchard, Robert J. Barker, Poovey, Kincaid, Sharpe, Bagnal, Butner, Murrow, Coleman, Royall, Mullins, McNeill Smith, Bahakel, Knox, Lynwood Smith, Somers, and Moore, a joint resolution directing the Department of Transportation and Highway Safety to conduct a mass transit study. Referred to Committee on Transportation.

S. B. 569, by Senators Horton, Wilkie, Harrington, Allen, Folger, Rountree, Blanchard, Robert J. Barker, Sharpe, Bagnal, Butner, Royall, Mullins, Murrow, Coleman, Rauch, McNeill Smith, Bahakel, Knox, Moore, Somers, and Lynwood Smith, a bill to authorize the Department of Transportation and Highway

Safety to provide for a mass transportation division. Referred to Committee on Transportation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 125, a bill to amend General Statute 7A-278(1) to increase the age to which an "undisciplined child" is subject to the jurisdiction of the Juvenile Court. Referred to Committee on Judiciary No. 1.

H. B. 438, Committee Substitute for H. B. 438, a bill to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement. Referred to Committee on Alcoholic Beverage Control.

H. B. 218, a bill to amend General Statute 20-88(b) (4) so that nursery products will be included within the definition of farm products. Referred to Committee on Agriculture.

H. J. R. 807, a joint resolution honoring the North Carolina Congress of Parents and Teachers. Upon motion of Senator Rauch, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, upon third reading. Senator McNeill Smith calls the previous question, seconded by Senator Allsbrook. The call is sustained. The bill passes its third reading by roll call vote, ayes 44, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. Those voting in the negative are: Senators Moore, Somers — 2. The bill is ordered sent to the House of Representatives.

S. B. 121, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department), as amended. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 254, a bill to provide a two thousand dollar ($2,000) income tax exemption for a parent or guardian of a severely retarded child. Upon motion of Senator Rhyne, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 337, a bill to prohibit the withholding of funds from local mental health units. Upon motion of Senator Folger, the Committee amendment is adopted. Upon motion of Senator Folger, the bill, as amended, is recommitted to the Committee on Mental Health.

S. B. 351, a bill to amend General Statute 105-333(14) to exclude cable television companies from the definition of the term "public service company". Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 361, a bill to amend General Statute 14-269 to authorize law enforcement agencies to regulate possession of concealed weapons by law enforcement officers. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 410, Committee Substitute for S. B. 410, a bill to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 435, a bill to control the sale and possession of short barreled shotguns. Upon motion of Senator Allsbrook, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 463, a bill to increase the time of eligibility of prisoners for parole when the prisoners have been convicted of a felony with the use of a firearm. Upon motion of Senator Knox, the Committee amendment is adopted. Upon motion of Senator Knox, the bill, as amended, is re-referred to the Committee on Social Rehabilitation and Control and Law Enforcement.

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law. Senator Moore offers an amendment which is adopted. Upon motion of Senator Strickland, consideration of the bill, as amended, is postponed until Thursday, March 22.

S. B. 189, Committee Substitute for S. B. 189, a bill relating to when an officer may arrest without a warrant, so as to provide for arrest without warrant for certain violations of the Motor Vehicle Act. Upon motion of Senator Britt, the Committee Substitute bill is adopted and remains upon the Calendar.

Upon motion of Senator Garrison, the Senate adjourns to meet tomorrow at 2: 30 P.M.

FIFTY-SECOND DAY

SENATE CHAMBER,
Thursday, March 22, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. John Lewis, Pastor of First Baptist Church, Raleigh.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 373, an act amending General Statute 143A-181 relating to appeals to the Credit Union Commission from decisions of the Administrator of Credit Unions.

S. B. 374, an act authorizing the Administrator of Credit Unions to require the retention of certain credit union records.

H. B. 391, an act to transfer control of the State Legislative Building to the General Assembly.

H. J. R. 807, a joint resolution honoring the North Carolina Congress of Parents and Teachers.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 455, a bill to establish a uniform judicial retirement system, with a favorable report, as amended. Upon motion of Senator Knox, the bill is placed upon today's Calendar.

H. B. 64, a bill to delete references to justice of the peace and constable and otherwise conform various sections of the General Statutes to the terminology and procedure of the Judicial Department Act of 1965, as amended, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 182, a bill to prohibit obstructing the administration of justice by picketing or parading, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Britt, the Committee Substitute bill is placed upon today's Calendar.

H. B. 365, a bill to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife, with a favorable report.

S. B. 473, a bill to transfer federal tax liens filed before October 1, 1969, to the clerk of court's office, with a favorable report.

S. B. 474, a bill to require the forwarding of the birth certificates of adopted children to the office of the register of deeds of the county of residence of the adoptive parents, with a favorable report.

S. B. 548, a bill to amend General Statute 7A-465 to provide for the establishment of the office of public defender in the Twenty-Eighth Judicial District and to amend General Statute 7A-466 to provide for the appointment of the public defender by the senior resident superior court judge of that Judicial District, with a favorable report. Upon motion of Senator Britt, the bill is re-referred to the Committee on Appropriations.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 437, a bill to provide for the election of the Avery County Board of Education, with a favorable report.

S. B. 507, a bill to increase the size and provide for election of the Robeson County School Board, with a favorable report, as amended.

H. B. 382, a bill to amend Chapter 856, Session Laws of 1963, providing for the election and terms of office of the members of the Board of Education of the Raleigh City School Administrative Unit to conform the date of election to the regular municipal elections to be held for the City of Raleigh, with a favorable report.

H. B. 402, a bill amending Chapter 551 of the Session Laws of 1969 relating to financial assistance to persons relocated by municipal action, with a favorable report.

H. B. 417, a bill to fix the salary of the Register of Deeds of Harnett County, with a favorable report.

H. B. 442, a bill to provide for voluntary annexation by the town of Nashville of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Nashville, with a favorable report.

By Senator Royall, for the Committee on Public Health and Resources:

H. B. 104, Committee Substitute for H. B. 104, a bill to provide for regulation of local health services, with a favorable report.

H. B. 516, a bill to repeal Chapter 1164 of the Session Laws of 1971 relating to determination of need for medical care facilities, with a favorable report.

S. B. 418, a bill to allow county commissioners to appoint their local health director to serve as county physician but not to require that he serve as county physician, with a favorable report.

H. B. 103, a bill to provide for state operation of local public health departments, with a favorable report.

S. B. 448, a bill to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina, with a favorable report.

By Senator Rhyne, for the Committee on Wildlife:

S. B. 129, a bill to amend Chapter 121 of the 1969 Session Laws closing permanently the bear and wild turkey season in Gates County, with a favorable report.

S. J. R. 415, a joint resolution urging the United States Forest Service to give maximum consideration to wildlife values when developing plans for management of the Wilson Creek unit of the Pisgah National Forest, with a favorable report, as amended.

H. B. 398, a bill to prohibit the hunting or taking of bear in Tyrrell County, with a favorable report.

H. B. 583, a bill to make it unlawful to kill any red fox in Rutherford County or McDowell County, with a favorable report, as amended.

H. B. 617, a bill relating to raccoon hunting in Wilkes County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 570, by Senators Godwin and Harrington, a bill to provide state financing to community colleges, technical institutes and industrial education centers which serve four or more counties. Referred to Committee on Appropriations.

S. B. 571, by Senator Moore, a bill to amend Chapter 163 of the General Statutes concerning oaths taken by voters and registrants. Referred to Committee on Election Laws.

S. B. 572, by Senator Folger, a bill to appropriate funds to the budget division of the Department of Administration for the purpose of increasing the salaries of the clerks of the Court of Appeals, Supreme Court, and the Marshall-Librarian to the Supreme Court. Referred to Committee on Appropriations.

S. B. 573, by Senator Garrison, a bill to amend Article 4 of Chapter 147 of the General Statutes to require all appointments made to any State board, agency, commission, council or authority be filed with the Secretary of State as a necessary prerequisite to such appointments becoming effective. Referred to Committee on State Policies.

S. B. 574, upon motion of Senator Moore, the rules are suspended for today's Session to permit the introduction of any local bills: S. B. 574, by Senators Mullins, Knox, Bahakel, and Moore, a bill to amend General Statute 157A-2 relating to the appointment of a historic properties commission by the city of Charlotte and the county of Mecklenburg. Referred to Committee on Local Government and Regional Affairs.

S. B. 575, by Senator Kirby, by request, a bill to provide for the creation of interim Board of Education for Wilson County and subsequent consolidation of the Elm City Schools Administrative Unit and the Wilson County Schools Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

S. B. 576, by Senator Raynor, a bill to appropriate funds for the South Central Regional Alcoholism Program. Referred to Committee on Appropriations.

S. B. 577, by Senator Bahakel, a bill to amend Article 6 of Chapter 15 of the General Statutes to authorize law enforcement officers to arrest upon outstanding warrants not in the possession of the arresting officer. Referred to Committee on Judiciary No. 2.

S. B. 578, by Senators Gudger, Wilkie, Hughes, Kirby, Crawford, and Knox, a bill to amend General Statute 31-3.3 to provide that the witnesses to attested written wills may make affidavits concerning their witnessing so as to eliminate the need for their subsequent testimony upon the probate of the will. Referred to Committee on Judiciary No. 1.

S. B. 579, by Senators Gudger and Crawford, a bill to authorize the establishment of a town liquor control store in the town of Marshall, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store. Referred to Committee on Local Government and Regional Affairs.

S. B. 580, by Senators Deane and Strickland, a bill to amend Chapter 163 of the General Statutes to provide for the appointment of the State Board of Elections and county boards of elections and for the filling of vacancies therein. Referred to Committee on Election Laws.

S. B. 581, by Senators McNeill Smith, Lynwood Smith, and Murrow, a bill appropriating funds to Girls Haven of North Carolina, Inc. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 493, a bill to provide for the nomination and election of county commissioners of districts in Yadkin County. Referred to Committee on Local Government and Regional Affairs.

H. B. 504, a bill to validate acts of assistant and deputy registers of deeds in failing to execute instruments in the name of the register of deeds. Referred to Committee on Judiciary No. 2.

H. B. 531, a bill relating to Mitchell County and the Rhododendron Festival. Referred to Committee on Local Government and Regional Affairs.

H. B. 551, a bill to amend Section 2, Chapter 858, 1967 Session Laws to permit hunting with pistols in Henderson County pursuant to General Statute 113-104. Referred to Committee on Local Government and Regional Affairs.

H. B. 603, a bill permitting the Salisbury City Board of Education to sell or convey certain surplus real property owned by it to the Rowan County Vocational Workshop, Inc. Referred to Committee on Local Government and Regional Affairs.

H. B. 643, a bill to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County. Referred to Committee on Local Government and Regional Affairs.

H. B. 646, a bill to amend General Statute 14-197 by deleting the reference to Stanly County contained therein. Referred to Committee on Local Government and Regional Affairs.

H. B. 648, a bill to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina. Upon motion of Senator Royall, the rules are suspended and the bill is placed upon the Calendar for Friday, March 23.

H. B. 658, a bill to amend Chapter 408 of the Session Laws of 1971 relating to the Kannapolis Firemen's Supplemental Retirement Fund. Referred to Committee on Local Government and Regional Affairs.

H. B. 703, a bill to provide for the nomination and election of the members of the Board of Education of Carteret County amending Chapter 625 of the Session Laws of 1967. Referred to Committee on Local Government and Regional Affairs.

H. B. 717, a bill to ratify certain sewer system construction contracts of the town of Cary and to authorize payment of the costs of such contracts. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 434, a bill to incorporate the town of Harrisburg in Cabarrus County subject to an election, upon second reading. The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson—45. The bill remains upon the Calendar.

S. B. 89, a bill to amend General Statute 20-138 relative to driving under the influence of intoxicating liquor and General Statute 20-139.1 relative to the admissibility of chemical analysis for blood alcohol in evidence in trial for driving under the influence. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Wednesday, March 28.

S. B. 189, Committee Substitute for S. B. 189, a bill relating to when an officer may arrest without a warrant, so as to provide for arrest without warrant for certain violations of the Motor Vehicle Act. Senator Somers offers an amendment which is adopted. Upon motion of Senator Britt, the Committee Substitute bill, as amended, is recommitted to the committee on Judiciary No. 2.

S. B. 406, a bill to amend General Statute 136-30.1 pertaining to edge line marking on State highways. Upon motion of Senator Henley, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law, as amended. Senator

Sharpe moves that the bill, as amended, be re-referred to the Committee on Judiciary No. 2, which motion fails to prevail. Senator Blanchard calls for the "ayes" and "noes." The call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 35, noes 13, as follows:
Those voting in the affirmative are: Senators Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Butner, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Rauch, Raynor, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Staton, Webster, White, Williamson — 35. Those voting in the negative are: Senators Alford, Blanchard, Coleman, Deane, Horton, Murrow, Poovey, Rhyne, Scott, Somers, Stallings, Strickland, Wilkie — 13. Senator Strickland offers an amendment which fails of adoption. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. J. R. 589, a joint resolution calling attention to inequities in apportionment of federal highway trust funds among the states and requesting changes in the apportionment formula. Passes its second and third readings and is ordered enrolled.

S. B. 182, Committee Substitute for S. B. 182, a bill to prohibit obstructing the administration of justice by picketing or parading. Upon motion of Senator Britt, the Committee Substitute bill is adopted and remains upon the Calendar.

S. B. 455, a bill to establish a uniform judicial retirement system. Upon motion of Senator Knox, the Committee amendment is adopted. Upon motion of Senator Knox, the bill, as amended, is re-referred to the Committee on Appropriations.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow at 10:30 A.M.

FIFTY-THIRD DAY

SENATE CHAMBER,
Friday, March 23, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Sharpe, Bahakel, Rountree, Rauch and Somers for today.

The President recognizes the following pages for their service this week; Sally P. Cottle, Raleigh; Katie M. Ziglar, Winston-Salem,; James E. Stewart, Jacksonville; Sherree Lynn Dietz, Hickory; Frank Turner, Raleigh; Eric

Motzno, Woodland; Lee Lineberger, Raleigh; Beth Diamond, Charlotte; Rita Joyce Bogle, Charlotte; Elizabeth Holding, Wake Forest; Anne B. Townsend, Raleigh; Mary Ellis, Holly Springs; Tim Carver, Raleigh; Anne E. Bear, Wilmington; Douglas Markham, Goldsboro; Susan Dawn Davenport, Greensboro; Johnny M. Rhyne, Belmont; Eric F. Horsley, Belmont; Deborah Sue Cessna, Matthews; Thomas B. Hites, Greensboro; Ellen Rose, Benson; Dee Delk, Asheboro; Harry Bagnal, Jr., Winston-Salem; Louise R. Hooper, Wilmington; Cynthia Kelly, Raleigh; Ann Page, Reidsville.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:40 A.M. and sent to the office of the Secretary of State:

S. B. 92, an act to provide that watchers may be appointed for elections in all counties of the State.

S. J. R. 512, a joint resolution commemorating the celebration of the biennial Pilgrimage of Colonial Edenton and countryside, and inviting the members of the North Carolina General Assembly and the public to attend.

S. J. R. 524, a joint resolution recognizing and endorsing the second week of March as National Peanut Week.

S. J. R. 529, a joint resolution honoring Rockingham County High School basketball teams.

H. J. R. 589, a joint resolution calling attention to inequities in apportionment of federal highway trust funds among the states and requesting changes in the apportionment formula.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 377, a bill to repeal Section 1½ of Chapter 1232 of the 1969 Session Laws, so as to place the incorporated municipalities in Franklin County under the State's general annexation laws, with a favorable report.

S. B. 466, a bill to validate the election of the members of the Monroe City Board of Education, with a favorable report.

S. B. 312, a bill to amend Chapter 623 of the Session Laws of 1971, affecting the town of Benson, with a favorable report, as amended.

S. B. 318, a bill to amend Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 582, by Senators Royall and Allen, a bill to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University. Referred to Committee on Appropriations.

S. B. 583, by Senator Allen, a bill to provide for the financing of regional health planning. Referred to Committee on Appropriations.

S. B. 584, by Senator Coleman, a bill to amend General Statute 126-4 concerning holidays received by State employees. Referred to Committee on State Government.

S. B. 585, by Senator Stallings, a bill to authorize counties and municipalities to create joint special police units to assist each other in the enforcement of the criminal laws. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 586, by Senators Horton and Bagnal, a joint resolution commending the North Carolina Summer Festival to be held in Winston-Salem from June 27 to August 4, 1973. Referred to Committee on Rules and Operation of the Senate.

S. B. 587, by Senators Gudger and Crawford, a bill to appropriate funds for the establishment of drug and alcohol addiction treatment programs within the Sanitorium system. Referred to Committee on Appropriations.

S. J. R. 588, by Senators Poovey and Sharpe, a joint resolution commemorating the 100th Anniversary of the founding of the town of Mooresville. Upon motion of Senator Poovey, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

S. B. 589, by Senators McNeill Smith, Kirby, Mullins, Britt and Knox, a bill to repeal Chapter 78 of the General Statutes and to create a new Chapter 78 concerning securities law. Referred to Committee on Judiciary No. 2.

Upon motion of Senator Allen, the rules are suspended for today's Session to permit the introduction of any local bills.

S. B. 590, by Senator Scott, a bill to provide that persons residing in a city administrative school unit shall not participate in elections for members of the Alamance County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 591, by Senators Lynwood Smith, Royall, Henley, Allen, Knox, Crawford, Butner, Mills, Mulllins, Kirby, Deane, Garrison, Saunders, Staton, Bob L. Barker, Scott, White, Hardison, Stallings, Strickland, Murrow, Williamson, McNeill Smith, Raynor and Folger, a bill to appropriate the sum of one million dollars to implement an emergency medical services program within the Department of Human Resources. Referred to Committee on Appropriations.

S. B. 592, by Senators Lynwood Smith, Royall, Henley, Allen, Knox, Crawford, Butner, Mills, Mullins, Kirby, Deane, Garrison, Saunders, Staton, Strickland, Scott, White, Hardison, Stallings, Bob L. Barker, McNeill Smith, Williamson, Folger, Raynor and Murrow, a bill to provide for the establishment of a

comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973". Referred to Committee on Public Health and Resources.

S. B. 593, by Senators Raynor and Henley, a bill to amend Chapter 54 of the General Statutes relating to savings and loan associations. Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 872, a joint resolution honoring Captain Barry B. Bridger who was missing in action in Vietnam for over six years. Upon motion of Senator Williamson, the rules are suspended, and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered enrolled.

H. B. 469, a bill to amend Section 6 of Chapter 60 of the 1953 Session Laws relating to the incorporation of Oxford Orphanage. Referred to Committee on Judiciary No. 1.

H. B. 530, a bill to permit the compensation of members of the Lexington City Board of Education to be fixed by the Board. Referred to Committee on Local Government and Regional Affairs.

H. B. 269, a bill to amend General Statute 41-2.2 to provide for joint ownership, by persons in addition to husband and wife, of shares of corporate stock, investment securities, and funds held by brokers or custodians. Referred to Committee on Judiciary No. 2.

H. B. 341, a bill amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose. Referred to Committee on Local Government and Regional Affairs.

H. B. 371, a bill to increase the compensation of the Board of County Commissioners of Yadkin County. Referred to Committee on Local Government and Regional Affairs.

H. B. 373, Committee Substitute for H. B. 373, a bill to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded. Referred to Committee on Judiciary No. 2.

H. B. 602, a bill to allow 30 days in which to report an abortion under General Statute 14-45.1 to the State Board of Health. Referred to Committee on Public Health and Resources.

H. B. 638, a bill to amend General Statute 47-72, a curative statute relating to corporation deeds. Referred to Committee on Judiciary No. 1.

H. J. R. 738, a joint resolution congratulating the North Carolina State University basketball team. Upon motion of Senator Bob L. Barker, the rules are suspended, and the resolution is placed on the Calendar for immediate

passage. The resolution passes its second and third readings and is ordered enrolled.

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election. Referred to Committee on Local Government and Regional Affairs.

H. B. 714, a bill concerning the Treasurer of the County School Administrative Unit in Guilford County. Referred to Committee on Local Government and Regional Affairs.

H. B. 727, a bill authorizing the annexation of interior islands of territory by municipalities in Wake County and in certain other counties. Referred to Committee on Local Government and Regional Affairs.

H. B. 695, a bill to incorporate the Haw River sanitary district into a municipality to be known as the town of Haw River. Referred to Committee on Local Government and Regional Affairs.

H. B. 686, a bill to authorize the governing board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw. Referred to Committee on Local Government and Regional Affairs.

H. B. 676, a bill concerning faithful performance bonds required of county electrical inspectors. Referred to Committee on Local Government and Regional Affairs.

H. B. 680, a bill to amend Chapter 168 of the Public-Local Laws of 1939, as amended, relating to the Raleigh-Durham airport and authorizing agreements between the Raleigh-Durham Airport Authority and the counties of Wake and Durham providing for the levy of taxes to secure the payment of revenue bonds issued by the Raleigh-Durham Airport Authority. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 434, a bill to incorporate the town of Harrisburg in Cabarrus County subject to an election, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 42. The bill is ordered enrolled.

H. B. 442, a bill to provide for voluntary annexation by the town of Nashville of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Nashville, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison,

Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 42. The bill remains upon the Calendar.

S. B. 129, a bill to amend Chapter 121 of the 1969 Session Laws closing permanently the bear and wild turkey season in Gates County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 437, a bill to provide for the election of the Avery County Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 507, a bill to increase the size and provide for election of the Robeson County School Board. Upon motion of Senator Britt, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 382, a bill to amend Chapter 856, Session Laws of 1963, providing for the election and terms of office of the members of the Board of Education of the Raleigh City School Administrative Unit to conform the date of election to the regular municipal elections to be held for the city of Raleigh. Passes its second and third readings and is ordered enrolled.

H. B. 398, a bill to prohibit the hunting or taking of bear in Tyrrell County. Passes its second and third readings and is ordered enrolled.

H. B. 402, a bill amending Chapter 551 of the Session Laws of 1969 relating to financial assistance to persons relocated by municipal action. Passes its second and third readings and is ordered enrolled.

H. B. 417, a bill to fix the salary of the Register of Deeds of Harnett County. Passes its second and third readings and is ordered enrolled.

H. B. 583, a bill to make it unlawful to kill any red fox in Rutherford County or McDowell County. Upon motion of Senator Rhyne, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 617, a bill relating to raccoon hunting in Wilkes County. Passes its second and third readings and is ordered enrolled.

S. B. 182, Committee Substitute for S. B. 182, a bill to prohibit obstructing the administration of justice by picketing or parading. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 415, a joint resolution urging the United States Forest Service to give maximum consideration to wildlife values when developing plans for management of the Wilson Creek unit of the Pisgah National Forest. Upon motion of Senator Kincaid, consideration of the joint resolution is postponed until Monday, March 26.

S. B. 418, a bill to allow county commissioners to appoint their local health director to serve as county physician but not to require that he serve as county

physician. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 473, a bill to transfer federal tax liens filed before October 1, 1969, to the clerk of court's office. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 474, a bill to require the forwarding of the birth certificates of adopted children to the office of the register of deeds of the county of residence of the adoptive parents. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Monday, March 26.

H. B. 64, a bill to delete references to justice of the peace and constable and otherwise conform various sections of the General Statutes to the terminology and procedure of the Judicial Department Act of 1965, as amended. Passes its second and third readings and is ordered enrolled.

H. B. 103, a bill to provide for State operation of local public health departments. Passes its second and third readings and is ordered enrolled.

H. B. 104, Committee Substitute for H. B. 104, a bill to provide for regulation of local health services. Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife. The bill passes its second reading. Upon objection of Senator Crawford to its third reading, the bill remains upon the Calendar.

H. B. 516, a bill to repeal Chapter 1164 of the Session Laws of 1971 relating to determination of need for medical care facilities. Passes its second and third readings and is ordered enrolled.

H. B. 648, a bill to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina. Passes its second and third readings and is ordered enrolled.

S. B. 448, a bill to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina. Upon motion of Senator Allen, consideration of the bill is postponed indefinitely.

Upon motion of Senator Wilkie, the Senate adjourns to meet on Monday at 8:00 P.M.

FIFTY-FOURTH DAY

SENATE CHAMBER,
Monday, March 26, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bahakel, Godwin, and Kirby for tonight and to Senator Robert J. Barker for March 27 and 28.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 464, an act to authorize the creation of a Board of Public Safety of Columbus County, and to establish a county police force for said County.

H. B. 382, an act to amend Chapter 856, Session Laws of 1963, providing for the election and terms of office of the members of the Board of Education of the Raleigh City School Administrative Unit to conform the date of election to the regular municipal elections to be held for the city of Raleigh.

H. B. 398, an act to prohibit the hunting or taking of bear in Tyrrell County.

H. B. 402, an act amending Chapter 551 of the Session Laws of 1969 relating to financial assistance to persons relocated by municipal action.

H. B. 417, an act to fix the salary of the Register of Deeds of Harnett County.

H. B. 617, an act relating to raccoon hunting in Wilkes County.

H. J. R. 872, a joint resolution honoring Captain Barry B. Bridger who was missing in action in Vietnam for over six years.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 571, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of Stokes County in connection with the authorization of five million dollar school bonds of said County and the calling and holding of an election thereof, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 594, by Senators Sharpe and Kincaid, a joint resolution proclaiming April 9-14, 1973, as Life Insurance Week in North Carolina. Referred to Committee on Rules and Operation of the Senate.

S. B. 595, by Senator Bagnal, a bill to establish the limitations on eligibility of individuals for aid to families with dependent children. Referred to Committee on Public Health and Resources.

S. B. 596, by Senator Bagnal, a bill to prescribe the county responsible for processing AAD and AFDC applications. Referred to Committee on Public Health and Resources.

S. B. 597, by Senator Bagnal, a bill to define the term "Dependent Child" for purposes of programs of public assistance. Referred to Committee on Public Health and Resources.

S. B. 598, by Senator Bagnal, a bill to provide for effect of finding of nonparticipation in training by AFDC recipient. Referred to Committee on Public Health and Resources.

S. B. 599, by Senator Britt, a bill to provide an additional ground for alimony. Referred to Committee on Judiciary No. 2.

S. B. 600, by Senator Coleman, a bill to amend Chapter 845, Session Laws of 1971, requiring nonresident students at the State institutions of higher education to pay tuition that approximates the cost of their education. Referred to Committee on Higher Education.

S. B. 601, by Senators Crawford, Allsbrook, Staton, Knox, Bahakel, White, Scott, Rauch, Taylor, Raynor, Williamson, Deane, Stallings, Mills, Gudger, Bagnal, Wilkie, Strickland, Hardison, Rountree, Godwin, Allen, Sharpe, Alford, McNeill Smith, Harrington, Kirby, Britt, Coleman, Bob L. Barker, Webster, Rhyne, Lynwood Smith, Moore, Somers, Butner, Kincaid, Hughes, Mauney, Blanchard, Saunders, Robert J. Barker, Garrison, Horton, Folger, Mullins, and Murrow, a bill to appropriate funds to supplement the State General Fund appropriation recommendation for vocational rehabilitation in the budget recommended by the outgoing Governor and the Advisory Budget Commission, to meet the minimal budget requirements for vocational rehabilitation of the handicapped. Referred to Committee on Appropriations.

S. B. 602, by Senator Allen, a bill to appropriate funds to the Southern Growth Policies Board. Referred to Committee on Appropriations.

Upon motion of Senator Allen, the rules are suspended to permit the introduction of any local bills in today's Session.

S. B. 603, by Senator Webster, a bill to revise and consolidate the charter of the town of Madison and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

S. B. 604, by Senators Moore, Bahakel, Knox, and Mullins, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to canvassing of city elections. Referred to Committee on Local Government and Regional Affairs.

S. B. 605, by Senator Knox, a bill to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts. Referred to Committee on Courts and Judicial Districts.

S. B. 606, by Senators Gudger and Crawford, a bill to provide that the members of the Yancey County Board of Education shall be elected in a non-

partisan election for staggered terms of four years. Referred to Committee on Local Government and Regional Affairs.

S. B. 607, by Senators Gudger, Wilkie, Hughes, Bob L. Barker, Robert J. Barker, Strickland, and Webster, a bill to clarify State policy in certain juvenile cases. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 608, by Senators Gudger, Wilkie, Robert J. Barker, Bob L. Barker, Strickland, and Webster, a bill to provide for issuance of juvenile petitions in after-hour emergencies. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 609, by Senators Gudger, Wilkie, Bob L. Barker, Robert J. Barker, Strickland, and Webster, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the district court after affirmation by the Court of Appeals or Supreme Court. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 610, by Senators Gudger, Wilkie, Hughes, Bob L. Barker, Robert J. Barker, Strickland, and Webster, a bill to provide for specialization of judges in juvenile cases. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

S. B. 611, by Senators Gudger, Wilkie, Hughes, Bob L. Barker, Robert J. Barker, Strickland, and Webster, a bill to clarify legislative purpose in exercising juvenile jurisdiction. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 123, a bill to incorporate the town of Patterson Springs, in Cleveland County, subject to an election. Referred to Committee on Local Government and Regional Affairs.

H. B. 647, a bill to amend the charter of the town of Sylva to regulate the presentation of claims. Referred to Committee on Local Government and Regional Affairs.

H. B. 272, a bill to prescribe the conditions and procedures under which properties may be placed in the State Nature and Historic Preserve. Referred to Committee on Natural and Economic Resources.

H. B. 511, a bill to prohibit the accumulation of Powell Bill funds. Referred to Committee on Finance.

H. B. 477, a bill to amend General Statute 90-65 relating to the authority of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist license or drug store permit. Referred to Committee on Judiciary No. 2.

H. B. 525, a bill to amend Chapter 909 of the 1971 Session Laws, in order to make clarifying and technical amendments to facilitate and expedite the

award of State grants to units of government for construction and improvement of waste-water treatment works, waste-water collections systems and water supply systems. Referred to Committee on Natural and Economic Resources.

H. B. 677, a bill to establish the limits of authority of the county manager. Referred to Committee on Local Government and Regional Affairs.

H. B. 691, a bill to amend Chapter 72 of the Session Laws of North Carolina for the year 1969, as amended, revising the description of the corporate limits of Whispering Pines to show correction of an error to show areas annexed, and to show exclusion of property formerly included by mistake. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 442, a bill to provide for voluntary annexation by the town of Nashville of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Nashville, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 44. The bill is ordered enrolled.

S. B. 312, a bill to amend Chapter 623 of the Session Laws of 1971, affecting the town of Benson. Upon motion of Senator Webster, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 318, a bill to amend Chapter 825 of the 1963 Session Laws of North Carolina relating to prohibition of ambulance sirens. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 377, a bill to repeal Section 1½ of Chapter 1232 of the 1969 Session Laws, so as to place the incorporated municipalities in Franklin County under the State's general annexation laws. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 466, a bill to validate the election of the members of the Monroe City Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 365, a bill to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife, upon third reading. Senator Gudger offers an amendment. Senator Strickland moves that consideration of the bill and the amendment be postponed until Tuesday, March 27, which motion prevails.

S. J. R. 415, a joint resolution urging the United States Forest Service to give maximum consideration to wildlife values when developing plans for manage-

ment of the Wilson Creek Unit of the Pisgah National Forest. Upon motion of Senator Kincaid, the Committee amendment is adopted. Senator Kincaid offers an amendment which is adopted. The resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 474, a bill to require the forwarding of the birth certificates of adopted children to the office of the register of deeds of the county of residence of the adoptive parents. Senator Britt offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Knox to its third reading, the bill, as amended, remains upon the Calendar.

Upon motion of Senator Sharpe, the Senate adjourns in memory of Dr. Brooks James, former Vice President for Research and Public Service of the University of North Carolina, and of Mr. James E. Simmons, brother of the Senate Reading Clerk, to meet tomorrow at 2:30 P.M.

FIFTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, March 27, 1973.

The Senate meets pursuant to adjournment, as is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Robert M. Blackburn, Bishop of the North Carolina Conference of the United Methodist Church.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

H. B. 373, upon motion of Senator Britt, H. B. 373, a bill to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded, is ordered taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Mental Health.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Strickland, for the Committee on Higher Education:

H. B. 506, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill, with a favorable report. Upon motion of Senator Strickland, the bill is re-referred to the Committee on Appropriations.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 36, Committee Substitute for H. B. 36, a bill to eliminate the welfare lien and claim in favor of the county, state, and federal governments, with a favorable report.

By Senator Strickland, for the Committee on Higher Education:

S. B. 125, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Strickland, the Committee Substitute bill is placed on today's Calendar.

H. B. 487, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 405, a bill to amend General Statute 39-7.1 to provide that no conveyance by a married woman prior to June 8, 1965, shall be invalid for the reason that the instrument was not also executed by her husband, with a favorable report.

H. B. 638, a bill to amend General Statute 47-72, a curative Statute relating to corporation deeds, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 612, by Senator Folger, a bill to amend the Motor Vehicle Safety Responsibility Act of 1953, Chapter 20, Article 9A, Article 10, and Article 11 of the General Statutes of North Carolina to increase the present required minimum limits of proof of financial responsibility. Referred to Committee on Insurance.

S. B. 613, by Senator Folger, a bill to prohibit job discrimination. Referred to Committee on State Policies.

S. B. 614, by Senators Staton, Allen, Royall, Rountree, Mills, Harrington, Hardison, Stallings, Taylor, Horton, Bagnal, Moore, Saunders, Lynwood Smith, Godwin, Deane, and Bob L. Barker, a bill relating to management of coastal area of North Carolina. Referred to Committee on Natural and Economic Resources.

S. B. 615, by Senator Mills, a bill to amend General Statute 136-41.1, General Statute 105-113.86, and General Statute 105-213 with regard to distribution of gas and intangible tax revenues to cities and counties according to their population. Referred to Committee on Finance.

S. B. 616, by Senator Mills, a bill to conform the terms of certain municipal officers to the municipal election procedures of Chapter 163 of the General Statutes. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 82, a bill to designate the emerald the precious stone of the State. Referred to Committee on State Policies.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste. Referred to Committee on Local Government and Regional Affairs.

H. B. 580, a bill to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments. Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 571, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of Stokes County in connection with the authorization of five million dollar school bonds of said county and the calling and holding of an election thereof, upon second reading. The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 49. The bill remains on the Calendar.

S. B. 474, a bill to require the forwarding of the birth certificates of adopted children to the office of the register of deeds of the county of residence of the adoptive parents, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 365, a bill to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife, upon third reading. Senator Gudger withdraws the amendment which he offered yesterday. Senators Britt and Gudger offer an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 125, Committee Substitute for S. B. 125, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education. Upon motion of Senator Strickland, the Committee Substitute is adopted and remains upon the Calendar.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

H. B. 137

HOUSE OF REPRESENTATIVES,
March 27, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to H. B. 137, a bill to clarify the premises qualifying for a special occasion permit pursuant to North Carolina's brown-bagging law, and requests conferees. Mr. Speaker Ramsey has appointed Representatives High, DeBruhl, and Cobb on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints Senators Williamson (Chairman), Gudger, and Rhyne as a conference committee on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Senator Allen moves that the Principal Clerk produce a forty-eight hour Calendar, in addition to the regular daily Calendar, to be effective on Friday, March 30, which motion prevails.

Upon motion of Senator Harrington, the Senate adjourns to meet tomorrow at 2:30 P.M.

FIFTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, March 28, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe Zimmerman, Pastor of the Fellowship Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Mills for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:36 P.M. and sent to the office of the Secretary of State:

S. B. 177, an act to amend General Statute 20-87(7) to clarify provisions relating to fees for dealers' plates.

H. B. 64, an act to delete references to justice of the peace and constable and otherwise conform various sections of the General Statutes to the terminology and procedure of the Judicial Department Act of 1965, as amended.

H. B. 103, an act to provide for State operation of local public health departments.

H. B. 104, an act to provide for regulation of local health services.

H. B. 434, an act to incorporate the town of Harrisburg in Cabarrus County subject to an election.

H. B. 442, an act to provide for voluntary annexation by the town of Nashville of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Nashville.

H. B. 516, an act to repeal Chapter 1164 of the Session Laws of 1971 relating to determination of need for medical care facilities.

H. B. 583, an act to make it unlawful to kill any red fox in Rutherford County or McDowell County.

H. B. 648, an act to redesignate the North Carolina Cerebral Palsy Hospital as the Lenox Baker Cerebral Palsy and Crippled Children's Hospital of North Carolina.

H. J. R. 738, a joint resolution congratulating the North Carolina State University basketball team.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the report accompanying them, and take their place on the Calendar, as follows:

By Senator Alford, for the Committee on Education:

S. B. 403, a bill to provide for the public school education of children with learning disabilities in North Carolina, with a favorable report. Upon motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

S. B. 285, a bill to provide that racial orgin shall not be considered in determining enrollment in public school, with an unfavorable report.

S. R. 286, a Senate resolution directing a study be conducted concerning the problems of student unrest and discipline in the public schools, with a favorable report, as amended, for adoption.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 282, a bill to amend Chapter 55A of the General Statutes relating to non-profit corporations, with a favorable report.

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations, with a favorable report, as amended.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 321, a bill to continue validity of a minor's employment certificate upon change of employment, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Saunders, the Committee Substitute bill is placed upon today's Calendar.

S. B. 333, a bill to abolish the requirement that injuries be by accident to recover Workmen's Compensation, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 617, by Senators Allen, Bagnal, and Royall, a bill to appropriate $3,316,850.30 from the General Fund for the benefit of The National Driving Center Foundation, Inc. Referred to Committee on Appropriations.

S. B. 618, by Senators Staton and Bob L. Barker, a bill to increase the per diem and mileage allowances payable to State employees. Referred to Committee on Appropriations.

S. B. 619, by Senator Strickland, a bill to prohibit the raising or lowering of the rear end of passenger vehicles and certain trucks above 20 inches or below 14 inches. Referred to Committee on Highway Safety.

S. B. 620, by Senators Godwin, Harrington, Allsbrook, White, Hardison, and Henley, a bill to appropriate funds for a grant-in-aid to the East Carolina University Summer Theatre. Referred to Committee on Appropriations.

S. B. 621, by Senators Godwin, Bahakel, Allen, Royall, Coleman, and Moore, a bill to appropriate funds to the Carolina Population Center. Referred to Committee on Appropriations.

S. B. 622, by Senators Taylor and Rhyne, a bill to repeal the prohibition against hunting with unplugged shotguns. Referred to Committee on Wildlife.

S. B. 623, by Senators Taylor and Rhyne, a bill to amend General Statute 113-109(a) with respect to revocation of hunting licenses. Referred to Committee on Wildlife.

S. B. 624, by Senators Taylor and Rhyne, a bill to provide for enforcement of General Statute 113-120.1, relating to trespass on posted property to hunt, fish, or trap. Referred to Committee on Wildlife.

S. B. 625, by Senators Taylor and Rhyne, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants. Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 756, a bill to authorize the Redevelopment Commission of the town of Chapel Hill to permit disposition of land for a special purpose at fair market value without competitive bidding; to permit disposition of land on the basis other than the highest monetary bid, where such disposition is found to serve the best interest of the municipality, and to dispose of property at private sale. Referred to Committee on Local Government and Regional Affairs.

H. B. 496, a bill relating to administering the Teachers' and State Employees' Retirement System. Referred to Committee on State Government.

H. B. 497, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. Referred to Committee on State Government.

H. B. 498, a bill relating to administering the Local Governmental Employees' Retirement System. Referred to Committee on State Government.

H. B. 499, a bill revising benefits of the Local Governmental Employees' Retirement System. Referred to Committee on State Government.

H. B. 33, Committee Substitute for H. B. 33, a bill to provide for the automatic restoration of citizenship. Referred to Committee on Judiciary No. 2.

H. B. 495, a bill to amend General Statute 55A-20 with regard to the directors of non-profit corporations. Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 571, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of Stokes County in connection with the authorization of five million dollar school bonds of said County and the calling and holding of an election thereof, upon third reading. The bill passes its third reading by roll-call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Knox, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill is ordered enrolled.

S. B. 89, a bill to amend General Statute 20-138 relative to driving under the influence of intoxicating liquor and General Statute 20-139.1 relative to the admissibility of chemical analysis for blood alcohol in evidence in trial for driving under the influence. Senator McNeill Smith offers an amendment which is adopted. Senator Somers offers an amendment which fails of adoption. Senator McNeill Smith calls the previous question and the call is sustained. Senator McNeill Smith calls for the "ayes" and "noes." The call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 32, noes 16, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Blanchard, Butner, Coleman, Crawford, Garrison, Gudger, Hardison, Henley, Kincaid, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White,

Wilkie — 32. Those voting in the negative are: Senators Allsbrook, Britt, Deane, Folger, Godwin, Harrington, Horton, Hughes, Kirby, Knox, Mauney, Mullins, Royall, Somers, Webster, Williamson — 16. Upon objection by Senator Allsbrook to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 125, Committee Substitute for S. B. 125, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education. Upon motion of Senator Strickland, the bill is re-referred to the Committee on Appropriations.

S. B. 405, a bill to amend General Statute 39-7.1 to provide that no conveyance by a married woman prior to June 8, 1965, shall be invalid for the reason that the instrument was not also executed by her husband. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 36, Committee Substitute for H. B. 36, a bill to eliminate the welfare lien and claim in favor of the county, state, and federal governments. Senator Mullins offers an amendment which is adopted. Senator Britt calls for the "ayes" and "noes." The call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 40, noes 6, as follows: Those voting in the aiirmative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Mauney, Moore, Mullins, Murrow, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, Wilkie, Williamson — 40. Those voting in the negative are: Senators Alford, Kirby, Poovey, Sharpe, Somers, White — 6. Upon objection of Senator Strickland to its third reading, the Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 487, a bill to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education. Passes its second and third readings and is ordered enrolled.

H. B. 638, a bill to amend General Statute 47-72, a curative statute relating to corporation deeds. Passes its second and third readings and is ordered enrolled.

S. B. 321, Committee Substitute for S. B. 321, a bill to continue validity of a minor's employment certificate upon change of employment. Upon motion of Senator Saunders, the Committee Substitute is adopted. The Committee Substitute bill remains upon the Calendar.

Upon motion of Senator Blanchard, the Senate adjourns to meet tomorrow at 2:30 P.M.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, March 29, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Strickland for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Bahakel for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. B. 487, an act to amend General Statute 116-143 with respect to deposits and application fees to be paid by students in public institutions of higher education.

H. B. 571, an act to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of Stokes County in connection with the authorization of five million dollar school bonds of said county and the calling and holding of an election thereof.

H. B. 638, an act to amend General Statute 47-72, a curative statute relating to corporation deeds.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 358, a bill to amend Chapter 50, Session Laws of 1963, so as to authorize the Pender County Board of Alcoholic Rehabilitation and Education funds within Pender County, with a favorable report, as amended.

S. B. 380, a bill to authorize the Chief and Tribal Council of the Eastern Band of Cherokee Indians to appoint special police to exercise civil and criminal authority on the Indian reservation, including the Qualla Boundary lying in Swain and Jackson Counties, with a favorable report, as amended.

S. B. 382, a bill to provide supplemental reitrement funds for firemen in the city of Salisbury and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Salisbury, with a favorable report.

S. B. 385, a bill to repeal Chapter 310 of the 1943 Session Laws separating the county jailer from the jurisdiction of the sheriff's office, with a favorable report.

S. B. 413, a bill to amend General Statute 153-189.1 relating to the transfer of prisoners when necessary for safety and security, with a favorable report.

Upon motion of Senator Stallings, the bill is re-referred to the Committee on Appropriations.

S. B. 421, a bill to ratify, approve, confirm and validate all proceedings taken by the City Council of the city of Bessemer City in connection with the authorization of $900,000 sanitary sewer bonds of said city and the calling and holding of an election thereon, with a favorable report.

S. B. 402, a bill to provide for the salary of the members of the Columbus County Board of Social Services, with a favorable report.

S. B. 404, a bill to create wards in the town of Plymouth, with a favorable report.

S. B. 460, a bill to amend General Statute 160A-266 to authorize the city of Salisbury to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, with a favorable report.

S. B. 462, a bill amending Chapter 73, Senate Bill 185 of the 1971 Session of the General Assembly of North Carolina, providing for an amendment in the town boundary limits of the town of Mint Hill, to correct survey errors in the original boundary, with a favorable report.

S. B. 467, a bill to increase the compensation of the Chairman and members of the Board of Commissioners of Bertie County, with a favorable report.

S. B. 469, a bill to amend Chapter 209 of the 1963 Session Laws authorizing the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point, with a favorable report.

S. B. 481, a bill rewriting Sections 4 and 5, Chapter 785, Session Laws of 1953, relating to election of school board members of the St. Pauls City School Board, as amended by Chapter 452 Session Laws of 1955, with a favorable report.

S. B. 482, a bill rewriting Sections 4, 5, 12, and 13 of Chapter 695, Session Laws of 1971, relating to revisions of the charter of the town of St. Pauls, North Carolina, with a favorable report, as amended.

S. B. 450, a bill to authorize the city of Goldsboro to convey without consideration certain real property to the Old Waynesborough Commission, with a favorable report.

S. B. 452, a bill to provide for voluntary annexation by the town of Kure Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Kure Beach, with a favorable report, as amended.

S. B. 424, a bill to amend Chapter 134, Session Laws of 1957, to provide for the election and terms of office of the Board of Trustees of the Sanford Graded School District so as to conform the date of election to the regular municipal elections in the town of Sanford, with a favorable report, as amended.

S. B. 443, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials, with a favorable report.

H. B. 123, a bill to incorporate the town of Patterson Springs, in Cleveland County, subject to an election, with a favorable report.

H. B. 686, a bill to authorize the Governing Board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw, with a favorable report.

S. B. 510, a bill to annex certain lands to the town of Gatesville, with a favorable report.

S. B. 511, a bill to amend the charter of the town of Winfall in Perquimans County, with a favorable report.

S. B. 470, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment and construction contracts by the city of High Point, with a favorable report.

S. B. 491, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the police department of the city of High Point, with a favorable report, as amended.

By Senator Scott, for the Committee on Appropriations:

S. B. 342, a bill to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this Act in conformity with plans entered into between the State and the federal government, with a favorable report.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 558, a bill to appropriate funds for the Uniform Judicial Retirement System, with a favorable report. Upon motion of Senator Knox, the bill is re-referred to the Committee on Appropriations.

H. B. 41, a bill to amend Chapter 7A to revise procedures for the removal of solicitors, assistant solicitors, clerks of superior court, magistrates, and public defenders, with a favorable report, as amended.

H. B. 51, a bill to reduce the minimum number of magistrates in certain counties, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

H. B. 351, a bill to grant the right of trial by jury as to the issue of just compensation in all condemnation actions, with a favorable report, as amended.

H. B. 469, a bill to amend Section 6 of Chapter 60 of the 1953 Session Laws relating to the incorporation of Oxford Orphanage, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2.

S. B. 555, a bill to amend General Statute 33-31 to clarify its provisions, with a favorable report.

H. B. 477, a bill to amend General Statute 90-65 relating to the authority of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist license or drug store permit, with a favorable report.

H. B. 504, a bill to validate acts of assistant and deputy registers of deeds in failing to execute instruments in the names of the register of deeds, with a favorable report.

S. B. 504, a bill to amend General Statute 153-9(17) relating to the closing of public ways, with a favorable report.

S. B. 542, a bill to amend General Statute 87, Article 5, relating to refrigeration contractors, with a favorable report, as amended.

By Senator Royall, for the Committee on Public Health and Resources:

S. B. 592, a bill to provide for the establishment of a comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973", with a favorable report.

H. B. 106, a bill to rewrite General Statute 130-14 relating to district health departments, with a favorable report.

H. B. 107, Committee Substitute for H. B. 107, a bill to rewrite General Statute 130-13 relating to provision of public health services and to county health departments, with a favorable report.

H. B. 602, a bill to allow 30 days in which to report an abortion under General Statute 14-45.1 to the State Board of Health, with a favorable report.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 353, a bill to repeal General Statute 148-52(e) pertaining to powers of State Board of Correction and Training, with a favorable report.

By Senator Garrison, for the Committee on State Policies:

H. B. 82, a bill to designate the emerald the precious stone of the State, with a favorable report, as amended.

S. B. 489, a bill entering into and enacting the Southern Growth Policies Agreement, with a favorable report.

S. B. 573, a bill to amend Article 4 of Chapter 147 of the General Statutes to require all appointments made to any State board, agency, commission, council or authority be filed with the Secretary of State as a necessary prerequisite to such appointments becoming effective, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 626, by Senator Mills, a bill to amend General Statute 135-33 and General Statute 135-34 relating to health benefits for teachers and State employees. Referred to Committee on Judiciary No. 2.

Upon motion of Senator Godwin, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 627, by Senator Godwin, a bill to amend Chapter 1436, Session Laws of 1957 relating to the better protection of migratory wild fowl in Currituck Sound and its tributaries and to enable the county of Currituck to cooperate with the North Carolina Wildlife Resources Commission. Referred to Committee on Wildlife.

S. B. 628, by Senator Strickland, a bill appropriating funds to the North Carolina Department of Justice for the Criminal Justice Training and Standards Council. Referred to Committee on Appropriations.

S. B. 629, by Senator Alford, a bill to authorize boards of education to govern access to student records. Referred to Committee on Education.

S. B. 630, by Senator Stallings, a bill to prohibit hunting or taking of bear in Craven County. Referred to Committee on Wildlife.

S. B. 631, by Senators Poovey and Sharpe, a bill to provide for attachment or garnishment and lien for ambulance service in all 100 counties. Referred to Committee on Judiciary No. 1.

S. B. 632, by Senators Poovey and Sharpe, a bill to provide for attachment or garnishment and lien procedures for collecting unpaid bills due public hospitals. Referred to Committee on Judiciary No. 1.

S. J. R. 633, by Senator Garrison, a joint resolution honoring the life, service and memory of Dr. H. Brooks James, Vice President of the Consolidated University of North Carolina. Upon motion of Senator Garrison, the rules are suspended and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 634, by Senators Godwin, Rountree, Royall and Horton, a bill to amend General Statute 89-2(5) to define the practice of land surveying. Referred to Committee on Judiciary No. 1.

S. B. 635, by Senator Staton, a bill to amend General Statute 113A-4 so as to eliminate the requirement for environmental impact statements concerning proposals for legislation. Referred to Committee on Natural and Economic Resources.

S. B. 636, by Senator Moore, a bill amending Chapter 88 of the General Statutes so as to delete therefrom the requirement of a physical examination prior to becoming a registered cosmetologist. Referred to Committee on Public Health and Resources.

S. B. 637, by Senator Stallings, a bill prohibiting the running and chasing of fox with dogs between January 1 and September 1 in Carteret County. Referred to Committee on Wildlife.

S. B. 638, by Senator Strickland, a bill to authorize local ABC boards to restrict the days and hours of retail malt beverage wine sales. Referred to Committee on Alcoholic Beverage Control.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. J. R. 865, a joint resolution honoring the life and memory of Robert James Hester, Jr., former legislator. Referred to Committee on State Policies.

H. J. R. 873, a joint resolution honoring the 1972-73 basketball team of Fayetteville State University. Referred to Committee on State Policies.

H. B. 748, a bill to revise and consolidate the charter of the town of Wake Forest and to repeal prior charter Acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 763, a bill to revise and consolidate the charter of the town of Faison and to repeal prior charter Acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 773, a bill to amend General Statute 62-260, motor carrier exemptions, by adding the State of North Carolina to the list of exemptions. Referred to Committee on Public Utilities.

H. J. R. 863, a joint resolution endorsing the observance of National Library Week. Referred to Committee on State Policies.

H. B. 669, a bill to correct erroneous internal references in Article 4 of Chapter 165 of the General Statutes relating to veterans' scholarship benefits. Referred to Committee on Veterans & Military Affairs.

H. B. 698, a bill authorizing the creation of the Wilmington Transit Authority. Referred to Committee on Local Government and Regional Affairs.

H. B. 105, a bill to empower the State Health Director to confirm the appointment of local health directors. Referred to Committee on Public Health and Resources.

H. B. 407, a bill to protect baby animals sold as pets by requiring that they be at least eight weeks of age before sale. Referred to Committee on State Policies.

S. B. 23, a bill to amend Chapter 1203, 1971 Session Laws of North Carolina, by deleting the date upon which the State Enviornmental Policy Act terminates, for concurrence in the House amendment. Upon motion of Senator Staton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 209, a bill to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari, for concurrence in the House amendment. Upon motion of Senator Britt, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 231, House Committee Substitute for S. B. 231, a bill to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health, for consideration of the House Committee Substitute bill. Referred to Committee on Judiciary No. 2.

S. B. 298, a bill to transfer road maintenance in State parks to the Department of Transportation, for concurrence in the House amendment. Upon motion of Senator Garrison, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 286, a Senate resolution directing a study be conducted concerning the problems of student unrest and discipline in the public schools. Upon motion of Senator Somers, the Committee amendment is adopted. The

resolution, as amended, is adopted. (The text of this resolution appears in the Appendix.)

S. B. 89, a bill to amend General Statute 20-138 relative to driving under the influence of intoxicating liquor and General Statute 20-139.1 relative to the admissibility of chemical analysis for blood alcohol in evidence in trial for driving under the influence, as amended, upon third reading. Senator Knox offers an amendment, which is adopted. Senator Somers offers an amendment. Senator Somers calls for the "ayes" and "noes" on the vote upon his amendment, which call is sustained. The amendment fails of adoption by roll call vote, ayes 10, noes 38, as follows: Those voting in the affiramtive are: Senators Allen, Blanchard, Horton, Hughes, Kincaid, Rhyne, Sharpe, Somers, Taylor, Wilkie — 10. Those voting in the negative are: Senators Alford, Allsbrook Bagnal, Bob L. Barker, Robert J. Barker, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 38. Senator McNeill Smith calls for the "ayes" and "noes" upon the third reading of the bill, as amended. The call is sustained. Senator McNeill Smith calls the previous question, seconded by Senator Allsbrook. The call is sustained. The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 43. Those voting in the negative are: Senators Allsbrook, Horton, Somers, — 3. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 36, Committee Substitute for H. B. 36, a bill to eliminate the welfare lien and claim in favor of the county, State, and federal governments, as amended, upon third reading. Senator Gudger offers an amendment which fails of adoption. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment. Senators Kirby, Alford, Stallings, Saunders, Lynwood Smith, Williamson, Bob L. Barker, Robert J. Barker, Garrison, Deane, Raynor and Godwin wish to be recorded as voting "aye". Senators Mills and Sharpe wish to be recorded as voting "no".

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations. Upon motion of Senator Britt, the Committee amendments are adopted. Upon motion of Senator Britt, the bill is ordered engrossed and placed on the Calendar for Wednesday, April 4.

S. B. 282, a bill to amend Chapter 55A of the General Statutes relating to non-profit corporations. Upon motion of Senator Britt, consideration of the bill is postponed until Wednesday, April 4.

S. B. 321, Committee Substitute for S. B. 321, a bill to continue validity of a minor's employment certificate upon change of employment. Senator

Rountree offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Allen, local bills are ordered removed from the Calendar for Monday, April 2 and placed upon the Calendar for Friday, March 30.

Upon motion of Senator Butner, the Senate adjourns to meet tomorrow at 10:30 A.M.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Friday, March 30, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Mullins, Folger, Mauney, and Rauch for today.

The President recognizes the following pages for their service this week: Jodie Lynn Robinson, Boone; Helen Battley, Statesville; Amy Ruth Painter, Wendell; William A. Schulhofer, Waynesville; Anne H. Gregory, Weldon; Curwood Sessoms, Jr., Erwin; Star Williamson, Yadkinville; Susan Barnes, Kenly; Belinda Bunce, Pembroke; Minnie Jo Martin, Madison; Bettie Richardson, Franklinton; Margaret H. Johnson, Harrells; Geoffrey G. Adair, Beaufort; Frederick V. Moore, Beaufort; Robert E. Taylor, Newland; Andrew B. Pond, Beaufort; Corrine Dinnsen, Smithfield; Max D. Duckett, Newland; Worth Brock, Erwin; John A. Benfield, Newland; Hugh Lee, Jr., Rockingham; Marietta A. Breidenthal, Banner Elk; William H. Cullifer, Lewiston; Whit Powell, Ahoskie; Richard Formato, Asheville; Frances James, Weldon.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:40 A.M. and sent to the office of the Secretary of State:

S. B. 23, an act to amend Chapter 1203, 1971 Session Laws of North Carolina, by deleting the date upon which the State Environmental Policy Act terminates.

S. B. 56, an act to amend General Statute 14-197 by deleting the reference to Craven County contained therein.

S. B. 176, an act to amend Chapter 302 of the Session Laws of 1967 as amended by Chapter 12 of the Session Laws of 1969, by accelerating the

eligibility of firemen for benefits payable under the Supplementary Pension Fund for Firemen in the town of Mount Airy.

S. B. 209, an act to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari.

S. B. 298, an act to transfer road maintenance in State parks to the Department of Transportation.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 582, a bill to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 639, by Senator Knox, a bill prohibiting disorderly conduct by any person or group of persons at any public or private educational institution, or on the grounds adjacent thereto. Referred to Committee on Education.

S. B. 640, by Senator Knox, a bill to protect youthful offenders. Referred to Committee on Judiciary No. 1.

S. B. 641, by Senators Horton and Staton, a bill to include a segment of the Cape Fear River as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 642, by Senators Horton and Staton, a bill to include segments of the Black River and its tributaries as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 643, by Senators Horton and Staton, a bill to include a segment of the Linville River as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 644, by Senators Horton and Staton, a bill to include a segment of Fishing Creek as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 645, by Senators Horton and Staton, a bill to include a segment of the Green River as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 646, by Senators Horton and Staton, a bill to include a segment of the South Fork of the New River as part of the Natural and Scenic Rivers System. Referred to Committee on Natural and Economic Resources.

S. B. 647, by Senator McNeill Smith, a bill to amend General Statute 20-14 to provide for reporting of convictions of motor vehicle offenses committed on military installations. Referred to Committee on Highway Safety.

MESSSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 232, a bill to provide for a budget officer in Avery County, to provide a secretary for the tax collector and to require deputy sheriffs to be approved by the Board of County Commissioners, for concurrence in the House amendment. Upon motion of Senator Hughes, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 444, a bill to provide a supplemental retirement fund for firemen in the city of Lincolnton and to modify the application of General Statute 118-5, 118-6, and General Statute 118-7 to the city of Lincolnton. Referred to Committee on Local Government and Regional Affairs.

H. B. 649, a bill to prohibit the taking of game from certain public highways in Martin County. Referred to Committee on Wildlife.

H. B. 653, a bill to increase the number of members of the Civil Service Board for the city of Statesville from three to five. Referred to Committee on Local Government and Regional Affairs.

H. B. 654, a bill to extend the term of office of the Iredell County Register of Deeds to four years. Referred to Committee on Local Government and Regional Affairs.

H. B. 661, a bill to amend General Statute 115-29 to provide additional compensation for the chairman and members of the Davie County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 663, a bill providing for the transfer of the Public Library of Charlotte and Mecklenburg County. Referred to Committee on Local Government and Regional Affairs.

H. B. 746, a bill to amend Chapter 87 of the Session Laws of 1961 relating to the charter of the town of Chapel Hill. Referred to Committee on Local Government and Regional Affairs.

H. B. 767, a bill to authorize the establishment of law enforcement districts in Guilford County in order to provide law enforcement services to a greater extent than that now provided for the entire county. Referred to Committee on Local Government and Regional Affairs.

H. B. 856, a bill to amend the charter of the town of Marshall to regulate the presentation of claims. Referred to Committee on Local Government and Regional Affairs.

H. B. 640, a bill to amend Chapter 96 of the General Statutes, known as the Employment Security Law. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 766, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law to be done or posted at such site. Referred to Committee on Local Government and Regional Affairs.

H. B. 685, a bill prohibiting the running and chasing of deer with dogs between March 1 and June 30 in Dare County. Referred to Committee on Wildlife.

H. B. 745, a bill authorizing the creation of the Chapel Hill Transit Authority. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 404, a bill to create wards in the town of Plymouth, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

S. B. 421, a bill to ratify, approve, confirm and validate all proceedings taken by the City Council of the city of Bessemer City in connection with the authorization of $900,000 sanitary sewer bonds of said city and the calling and holding of an election thereon, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

S. B. 452, a bill to provide for voluntary annexation by the town of Kure Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Kure Beach, upon second reading. Upon motion of Senator Stallings, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill, as amended, remains upon the Calendar.

S. B. 460, a bill to amend General Statute 160A-266 to authorize the city of Salisbury to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

S. B. 510, a bill to annex certain lands to the town of Gatesville, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

S. B. 511, a bill to amend the charter of the town of Winfall in Perquimans County, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

H. B. 123, a bill to incorporate the town of Patterson Springs, in Cleveland County, subject to an election, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follow: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

H. B. 686, a bill to authorize the governing board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Kirby, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 36. The bill remains upon the Calendar.

S. B. 358, a bill to amend Chapter 50, Session Laws of 1963, so as to authorize the Pender County Board of Alcoholic Rehabilitation and Education funds within Pender County. Upon motion of Senator Webster, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 382, a bill to provide supplemental retirement funds for firemen in the city of Salisbury and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Salisbury. The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 385, a bill to repeal Chapter 310 of the 1943 Session Laws separating the county jailer from the jurisdiction of the sheriff's office. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 402, a bill to provide for the salary of the members of the Columbus County Board of Social Services. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 424, a bill to amend Chapter 134, Session Laws of 1957, to provide for the election and terms of office of the Board of Trustees of the Sanford Graded School District so as to conform the date of election to the regular municipal elections in the town of Sanford. Upon motion of Senator Staton, the Committee amendment is adopted. The bill as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 443, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 450, a bill to authorize the city of Goldsboro to convey without consideration certain real property to the Old Waynesborough Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 462, a bill amending Chapter 73, Senate Bill 185 of the 1971 Session of the General Assembly of North Carolina, providing for an amendment in the town boundary limits of the town of Mint Hill, to correct survey errors in the original boundary. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 467, a bill to increase the compensation of the chairman and members of the Board of Commissioners of Bertie County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 469, a bill to amend Chapter 209 of the 1963 Session Laws authorizing the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 470, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment and construction contracts by the city of High Point. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 481, a bill rewriting Sections 4 and 5, Chapter 785, Session Laws of 1953, relating to election of school board members of the St. Pauls City School Board, as amended by Chapter 452, Session Laws of 1955. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 482, a bill rewriting Sections 4, 5, 12, and 13 of Chapter 695, Session Laws of 1971, relating to revisions of the charter of the town of St. Pauls, North Carolina. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent ot the House of Representatives.

S. B. 491, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the pension fund for the retirement and disability of members of the Police Department of the City of High Point. Upon motion of Senator Lynwood Smith, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 469, a bill to amend Section 6 of Chapter 60 of the 1953 Session Laws relating to the incorporation of Oxford Orphanage. Upon motion of Senator Stallings, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 380, a bill to authorize the Chief and Tribal Council of the Eastern Band of Cherokee Indians to appoint special police to exercise civil and criminal authority on the Indian Reservation, including the Qualla Boundary lying in Swain and Jackson Counties. Upon motion of Senator Stallings, the Committee amendment is adopted. Upon motion of Senator Horton, consideration of the bill, as amended, is postponed until Monday, April 2.

Upon motion of Senator Knox, the Senate adjourns to meet on Monday at 8:00 P.M.

FIFTY-NINTH DAY

SENATE CHAMBER,
Monday, April 2, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Eric Carson, Pastor of Saulston and Mt. Carmel United Methodist Churches, Wayne County.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Butner and Robert J. Barker for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 129, an act to amend Chapter 121 of the 1969 Session Laws closing permanently the bear and wild turkey season in Gates County.

S. B. 174, an act to amend General Statute 20-6 relative to the definition of chauffeur.

S. B. 213, an act to amend General Statute 20-37.6 to provide for free handicapped driver license plates for disabled veterans.

S. B. 232, an act to provide for a budget officer in Avery County, and to require deputy sheriffs to be approved by the Board of County Commissioners.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 453, a bill to make Part 3 of Article 36 of Chapter 160 of the General Statutes applicable to the city of Roanoke Rapids in Halifax County, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 648, by Senator Moore, a bill to amend Article 21 of Chapter 163 of the General Statutes to permit voting of absentee ballots before the county board of elections. Referred to Committee on Election Laws.

S. B. 649, by Senator Mullins, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act". Referred to Committee on Judiciary No. 2.

S. B. 650, by Senator Mullins, a bill to amend General Statute 42-29, concerning service of process in summary ejectment cases, so as to provide for service by posting notice when the property involved is a residential dwelling. Referred to Committee on Judiciary No. 2.

S. B. 651, by Senators Stallings, Mills and Hardison, a bill to provide an economic development program to aid fishermen of North Carolina. Referred to Committee on Natural and Economic Resources.

S. B. 652, by Senators Stallings, Mills and Hardison, a bill to appropriate funds to the Department of Natural and Economic Resources Division of Commercial and Sports Fisheries for the Fishermen's Economic Development Act. Referred to Committee on Appropriations.

S. B. 653, by Senator Stallings, a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings. Referred to Committee on State Government.

S. J. R. 654, by Senator Garrison, a joint resolution authorizing and directing that a study be made of the existing State budget format and the alignment of responsibilities of the Appropriation Subcommittees. Referred to Committee on Rules and Operation of the Senate.

S. B. 655, by Senators Allsbrook, White, Hardison, Royall, Scott, Godwin, Bahakel, Raynor, Henley, Knox, Alford, and Moore, a bill to appropriate funds for nursing home care for the medically needy. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 17, Committee Substitute for H. B. 17, a bill to amend Chapter 14 of the General Statutes so as to abolish capital punishment for all offenses except murder in the first degree. Referred to Committee on Judiciary No. 1.

H. B. 693, a bill to amend the charter of the town of Boonville to regulate the presentation of claims. Referred to Committee on Local Government and Regional Affairs.

S. B. 410, Committee Substitute for S.B.410, a bill to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies, for concurrence in the House amendments. Upon motion of Senator Kirby, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

H. B. 598, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials. Referred to Committee on Local Government and Regional Affairs.

H. B. 857, a bill to amend the charter of the town of Hot Springs to regulate the presentation of claims. Referred to Committee on Local Government and Regional Affairs.

H. B. 644, a bill amending General Statutes Section 160-452 by deleting the requirement that an area proposed for annexation be contiguous to the boundaries of the city of Selma. Referred to Committee on Local Government and Regional Affairs.

H. B. 631, a bill to provide for the licensing by the Department of Agriculture of livestock dealers. Referred to Committee on Agriculture.

H. B. 684, a bill to prohibit hunting or taking of bear in Dare County. Referred to Committee on Wildlife.

H. B. 734, a bill to fix the compensation for members of the Tyrrell County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 754, a bill to authorize the establishment of a county police department in Burke County. Referred to Committee on Local Government and Regional Affairs.

H. B. 801, a bill to amend Chapter 832 of the Session Laws of 1969 as it applies to Stokes County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 404, a bill to create wards in the town of Plymouth, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered sent to the House of Representatives.

S. B. 421, a bill to ratify, approve, confirm and validate all proceedings taken by the City Council of the city of Bessemer City in connection with the authorization of $900,000 sanitary sewer bonds of said city and the calling and holding of an election thereon, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered sent to the House of Representatives.

S. B. 452, a bill to provide for voluntary annexation by the town of Kure Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Kure Beach, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 460, a bill to amend General Statute 160A-266 to authorize the city of Salisbury to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered sent to the House of Representatives.

S. B. 510, a bill to annex certain lands to the town of Gatesville, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0,

as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered sent to the House of Representatives.

S. B. 511, a bill to amend the charter of the town of Winfall in Perquimans County, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered sent to the House of Representatives.

H. B. 123, a bill to incorporate the town of Patterson Springs, in Cleveland County, subject to an election, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered enrolled.

H. B. 686, a bill to authorize the governing board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill is ordered enrolled.

S. B. 380, a bill to authorize the Chief and Tribal Council of the Eastern Band of Cherokee Indians to appoint special police to exercise civil and criminal authority on the Indian Reservation, including the Qualla Boundary lying in Swain and Jackson Counties, as amended. Senators Horton, Gudger and Wilkie offer an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 342, a bill to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this act in conformity with plans entered into between the State and federal government. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 353, a bill to repeal General Statute 148-52(e) pertaining to powers of State Board of Correction and Training. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 489, a bill entering into and enacting the Southern Growth Policies Agreement. Upon motion of Senator Allen, consideration of the bill is postponed until Thursday, April 5.

S. B. 504, a bill to amend General Statute 153-9(17) relating to the closing of public ways. The bill passes its second reading. Upon objection of Senator Webster to its third reading, the bill remains upon the Calendar.

S. B. 542, a bill to amend General Statute 87, Article 5, relating to refrigeration contractors. Upon motion of Senator Kirby, consideration of the bill is postponed until Tuesday, April 3.

S. B. 555, a bill to amend General Statute 33-31 to clarify its provisions. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 573, a bill to amend Article 4 of Chapter 147 of the General Statutes to require all appointments made to any State board, agency, commission, council or authority be filed with the Secretary of State as a necessary prerequisite to such appointments becoming effective. Senator Moore offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Gudger to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 592, a bill to provide for the estbalishment of a comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973". The bill passes its second reading. Upon objection of Senator Godwin to its third reading, the bill remains upon the Calendar.

H. B. 41, a bill to amend Chapter 7A to revise procedures for the removal of solicitors, assistant solicitors, clerks of superior court, magistrates, and public defenders. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Williamson, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTIETH DAY

SENATE CHAMBER,
Tuesday, April 3, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Reverend James Hinson, Pastor of the Samaria Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 410, an act to rewrite General Statute 58-132 relating to the organization of real estate title insurance companies.

H. B. 123, an act to incorporate the town of Patterson Springs, in Cleveland County, subject to an election.

H. B. 469, an act to amend Section 6 of Chapter 60 of the 1953 Session Laws relating to the incorporation of Oxford Orphanage.

H. B. 686, an act to authorize the governing board of the town of Lake Waccamaw to exercise all of the powers granted by Chapter 160A, Article 19, of the General Statutes within 2,000 feet inland around the boundaries of Lake Waccamaw.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 152, a bill to provide the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, with partial net proceeds of gasoline taxes, with a favorable report, as amended.

H. B. 29, a bill to amend the Machinery Act to allow county tax supervisors upon the showing of good cause by any taxpayer to extend the period for listing real and personal property for a length of time ending no later than May 1 or the first meeting of the county board of equalization and review, whichever be earlier, with a favorable report.

H. B. 53, a bill to exempt from North Carolina premium tax premiums received by insurers in connection with certain plans qualified under the Internal Revenue Code, with a favorable report.

H. B. 467, a bill to provide for refunds of ad valorem taxes which have been overpaid, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 578, a bill to amend General Statute 31-3.3 to provide that the witnesses to attested written wills may make affidavits concerning their witnessing so as to eliminate the need for their subsequent testimony upon the probate of the will, with a favorable report, as amended.

S. B. 634, a bill to amend General Statute 89-2(5) to define the practice of land surveying, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 408, a bill to provide for the protection of the title to land in the State of North Carolina, with a favorable report, as amended.

S. B. 409, a bill to amend General Statute 1-38 relating to the possession of real property with respect to color of title, with a favorable report.

H. B. 295, a bill to rewrite General Statute 36-32 to permit any trustee to hold stocks or other securities in the name of a nominee, with a favorable report.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

S. J. R. 586, a joint resolution commending the North Carolina Summer Festival to be held in Winston-Salem from June 27 to August 4, 1973, with a favorable report.

S. J. R. 594, a joint resolution proclaiming April 9-14, as Life Insurance Week in North Carolina, with a favorable report. Upon motion of Senator Sharpe, the rules are suspended and the resolution is placed upon today's Calendar.

S. J. R. 654, a joint resolution authorizing and directing that a study be made of the existing State budget format and the alignment of responsibilities of the Appropriation Subcommittees, with a favorable report. Upon motion of Senator Allen, the resolution is re-referred to the Committee on Appropriations.

H. J. R. 588, a joint resolution honoring the life and memory of Fred O. Christopher, former member of the General Assembly, with a favorable report.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 161, a bill to amend General Statute 148-58 so as to restrict parole consideration on the minimum term of an indeterminate sentence, with an unfavorable report.

By Senator Harrington, for the Committee on Transportation:

S. J. R. 568, a joint resolution directing the Department of Transportation and Highway Safety to conduct a mass transit study, with a favorable report, as amended. Upon motion of Senator Harrington, the resolution is re-referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 656, by Senator Lynwood Smith, a bill to amend General Statute 87-43.3 and 87-44 in order to provide for the licensing of persons engaged in electrical contracting in connection with installing elevators and other similar installations. Referred to Committee on Judiciary No. 1.

S. B. 657, by Senator Deane, a bill to amend Article 13A of Chapter 130 of the General Statutes relating to sanitary standards for seasonal agricultural labor camps. Referred to Committee on Public Health and Resources.

S. B. 658, by Senators Deane, Staton, Garrison, Robert J. Barker, Strickland, Williamson, and Blanchard, a bill to provide that a husband and wife shall have equal rights to the possession, control, use, rent, profits and issue of an estate by entirety. Referred to Judiciary No. 2.

S. B. 659, by Senator Henley, a bill to amend Chapter 58 of the General Statutes to remove age discrimination in the fixing of rate classifications for automobile insurance. Referred to Committee on Insurance.

Upon motion of Senator Sharpe, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 660, by Senators Sharpe and Poovey, a bill to fix the salaries of the chairman and members of the Alexander County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 661, by Senators Crawford and Webster, a bill for the private protective services. Referred to Committee on Finance.

S. B. 662, by Senator Rountree, a bill to restrict the activities of the Department of Correction laundry services. Referred to Committee on State Government.

S. B. 663, by Senator Kirby, a bill relating to the requirement of fees and the State Board of Cosmetic Art Examiners. Referred to Committee on Finance.

S. B. 664, by Senators Staton, Raynor, Bob L. Barker, Allen, Crawford, Deane, Lynwood Smith, Bahakel, Stallings, Webster, McNeill Smith, Garrison, and Strickland, a bill to appropriate funds to provide a salary increase for State employees. Referred to Committee on Appropriations.

S. B. 665, by Senators Staton, Raynor, Bob L. Barker, Allen, Crawford, Deane, Lynwood Smith, Stallings, Webster, McNeill Smith, Bahakel, Garrison, and Strickland, a bill to provide additional appropriations for hopsital and medical insurance for public school employees and State employees. Referred to Committee on Appropriations.

S. B. 666, by Senators Staton, Raynor, Bob L. Barker, Allen, Crawford, Deane, Lynwood Smith, Garrison, Stallings, Webster, Bahakel, and Strickland, a bill to provide funds to implement a revised longevity plan for State Personnel Act employees. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 796, a bill to authorize the city of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street or Boyd's Lake Road adjoining the property they purchased from the City of Hamlet in 1963, for purposes of Little Boys' League playground and other activities, with reverter condition. Referred to Committee on Local Government and Regional Affairs.

H. B. 799, a bill to abolish the office of coroner in Catawba County upon the expiration of the term of the present coroner. Referred to Committee on Local Government and Regional Affairs.

H. B. 707, a bill to repeal Chapter 81 of the Private Laws of 1883 and to provide for municipal elections in the town of Enochsville. Referred to Committee on Local Government and Regional Affairs.

H. B. 722, a bill to provide for voluntary annexation by the city of Rocky Mount of areas not contiguous to the municipal boundaries of the city of Rocky Mount. Referred to Committee on Local Government and Regional Affairs.

H. B. 755, a bill to incorporate a part of "Jamestown Heights Subdivision" into the corporate limits of the city of Morganton. Referred to Committee on Local Government and Regional Affairs.

H. B. 758, a bill to provide for the election of county commissioners of Mitchell County and to provide staggered terms for the Board of County Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 737, a bill to amend Chapter 1228, 1971 Session Laws, authorizing the Tyrrell County Board of Education to enter into long-term and short-term lease, lease back, and lease-purchase contracts with individuals, firms and corporations. Referred to Committee on Local Government and Regional Affairs.

H. B. 742, a bill to amend Chapter 261, Session Laws of 1967, to provide additional compensation for members of the Anson County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 752, a bill to amend Chapter 926 of the 1947 Session Laws, as amended, establishing the Charlotte Firemen's Retirement System relating to investment of funds. Referred to Committee on Local Government and Regional Affairs.

H. B. 753, a bill to incorporate an area between the center line of Catawba River and south right-of-way limit boundary line of Kirksey Drive in the corporate limits of the city of Morganton. Referred to Committee on Local Government and Regional Affairs.

H. B. 876, a bill establishing the Buncombe County Personnel Advisory Board. Referred to Committee on Local Government and Regional Affairs.

H. B. 977, a bill to provide a supplemental retirement fund for firemen in the town of Tarboro and to modify the application of General Statute 118-5, 118-6 and 118-7 to the town of Tarboro. Referred to Committee on Local Government and Regional Affairs.

H. B. 787, a bill to authorize the town of Garland to expend funds derived from the operation of Alcoholic Beverage Control stores for certain gymnasium and playground equipment. Referred to Committee on Local Government and Regional Affairs.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 908, a bill to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University. Upon motion of Senator Royall, the rules are suspended, and the bill is placed upon today's Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 504, a bill to amend General Statute 153-9(17) relating to the closing of public ways, upon third reading. Upon motion of Senator Gudger, consideration of the bill is postponed until Wednesday, April 4.

S, B, 573, a bill to amend Article 4 of Chapter 147 of the General Statutes to require all appointments made to any State board, agency, commission, council or authority be filed with the Secretary of State as a necessary prerequisite to such appointments becoming effective, upon third reading. Upon motion of Senator Moore, the vote by which the bill, as amended, passed its second reading is reconsidered. Upon motion of Senator Moore, the vote by which the amendment was adopted is reconsidered. Senator Moore withdraws the amendment. Senator Garrison offers an amendment which is adopted. Senator Garrison calls the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 592, a bill to provide for the establishment of a comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973," upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 542, a bill to amend General Statute 87, Article 5, relating to refrigeration contractors. Upon motion of Senator Britt, the Committee amendment is adopted. The bill, as amended, fails to pass its second reading.

H. B. 908, a bill to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University. Passes its second and third readings and is ordered enrolled.

S. B. 582, a bill to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University. Upon motion of Senator Royall, consideration of the bill is postponed indefinitely.

H. B. 51, a bill to reduce the minimum number of magistrates in certain counties. Passes its second and third readings and is ordered enrolled.

H. B. 82, a bill to designate the emerald the Precious Stone of the State. Upon motion of Senator Sharpe, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 106, a bill to rewrite General Statute 130-14 relating to district health departments. Senator Folger offers an amendment which is adopted. Senator Folger offers a second amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 107, Committee Substitute for H. B. 107, a bill to rewrite General Statute 130-13 relating to provision of public health services and to county health departments. Upon motion of Senator Kincaid, consideration of the bill is postponed until Wednesday, April 4.

H. B. 351, a bill to grant the right of trial by jury as to the issue of just compensation in all condemnation actions. Upon motion of Senator Allen, consideration of the bill is postponed until Wednesday, April 4.

H. B. 477, a bill to amend General Statute 90-65 relating to the authority of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist license or drugstore permit. Upon motion of Senator Allen, consideration of the bill is postponed until Wednesday, April 4.

H. B. 504, a bill to validate acts of assistant and deputy registers of deeds in failing to execute instruments in the name of the register of deeds. Upon motion of Senator Allen, consideration of the bill is postponed until Wednesday, April 4.

H. B. 602, a bill to allow 30 days in which to report an abortion under General Statute 14-45.1 to the State Board of Health. Upon motion of Senator Allen, consideration of the bill is postponed until Wednesday, April 4.

S. J. R. 594, a joint resolution proclaiming April 9-14, 1973 as Life Insurance Week in North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 35, upon motion of Senator Gudger, S. B. 35 is ordered taken from the Committee on Social Rehabilitation and is re-referred to the Committee on Judiciary No. 1.

A note of appreciation from Mrs. Harry S. Truman to the Secretary of State is read, as follows:

219 North Delaware
Independence, Missouri 64050
March 26, 1973

Dear Mr. Secretary:

My daughter and I wish to acknowledge with appreciation the Resolution adopted in the General Assembly of North Carolina in memory of my husband.

It is especially gratifying to read the kind sentiments and generous comments contained in the Resolution and I ask that you please convey to all the members of the General Assembly our grateful thanks.

Sincerely,
Bess W. Truman

Honorable Thad Eure
Secretary of State
State of North Carolina
Raleigh, North Carolina 27603

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTY-FIRST DAY

SENATE CHAMBER,
Wednesday, April 4, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. B. 51, an act to reduce the minimum number of magistrates in certain counties.

H. B. 365, an act to rewrite General Statute 39-13.4 to authorize recording of a memorandum of separation agreement or a deed of separation for conveyances by husband or wife.

H. B. 908, an act to amend Chapter 755 of the 1969 Session Laws, relating to appropriations for capital improvements, so as to authorize an increase in self-liquidating funds for an athletic field at North Carolina Central University.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

H. B. 218, a bill to amend General Statute 20-88(b) (4) so that nursery products, will be included within the definition of farm products, with a favorable report.

H. B. 631, a bill to provide for the licensing by the Department of Agriculture of livestock dealers, with a favorable report.

S. B. 416, a bill relating to the classification, appraisal, valuation, assessment, and taxation of agricultural land, horticultural land, forest land, and open space land, with a favorable report. Upon motion of Senator White, the bill is re-referred to the Committee on Finance.

By Senator Alford, for the Committee on Education:

S. B. 639, a bill prohibiting disorderly conduct by any person or group of persons at any public or private educational institution, or on the grounds adjacent thereto, with a favorable report, as amended.

By Senator Moore, for the Committee on Election Laws:

S. B. 648, a bill to amend Article 21 of Chapter 163 of the General Statutes to permit voting of absentee ballots before the county board of elections, with a favorable report, as amended.

S. B. 330, a bill to provide that any Statewide election day shall be a holiday for the public schools, with an unfavorable report.

S. B. 571, a bill to amend Chapter 163 of the General Statutes concerning oaths taken by voters and registrants, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 341, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases, with a favorable report, as amended.

H. B. 416, a bill to amend General Statute 20-11(b) to provide for learner's permit at age 15, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 483, a bill to amend Chapter 405 of the Session Laws of 1967 authorizing the establishment of liquor control stores in incorporated municipalities in Robeson County upon an affirmative vote of the people, with a favorable report.

S. B. 484, a bill to set bondsmen fees in Robeson County, with a favorable report.

S. B. 485, a bill to bring Gaston County under the provisions of General Statute 15-12 relating to unclaimed bicycles and other personal property, with a favorable report.

S. B. 486, a bill to make General Statute 20-162.2 relating to removal of unauthorized vehicles from private lots applicable to Gaston County, with a favorable report.

S. B. 488, a bill to amend Chapter 656 of the Session Laws of 1971 to extend the time in which the Cumberland County Local Government Study Commission shall complete its work and make its report to December 1, 1975, with a favorable report.

H. B. 500, a bill to revise and consolidate the charter of the town of Troutman and to repeal prior charter acts, with a favorable report.

H. B. 616, a bill to prohibit hunting with firearms from the right-of-way of highways in Wilkes County, with a favorable report.

H. B. 644, a bill amending General Statute Section 160-452 by deleting the requirement that an area proposed for annexation be contiguous to the boundaries of the city of Selma, with a favorable report.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 476, a bill to amend the Workmen's Compensation Act regarding benefits, with a favorable report.

S. B. 477, a bill to amend the Workmen's Compensation Act relating to coverage of employers, with a favorable report.

S. B. 478, a bill to amend the Workmen's Compensation Act regarding medical benefits, with a favorable report.

S. B. 479, a bill to amend the Workmen's Compensation Act to provide for a compulsory workmen's compensation law, with a favorable report.

S. B. 480, a bill to amend the Workmen's Compensation Act regarding average weekly wage, with a favorable report.

H. B. 640, a bill to amend Chapter 96 of the General Statutes, known as the Employment Security Law, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way, with a favorable report, as amended.

H. B. 24, Committee Substitute for H. B. 24, a bill to give private citizens standing to sue to require environmental agencies to enforce their standards of environmental quality, with a favorable report. Upon motion of Senator Staton, the Committee Substitute bill is placed on the Calendar for Tuesday, April 10.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 667, by Senator Strickland, a bill to establish the North Carolina Criminal Justice Education and Training System. Referred to Committee on Judiciary No. 2.

S. J. R. 668, by Senator Folger, a joint resolution supporting Ashe and Alleghany Counties, and the States of North Carolina, Virginia and West Virginia in opposing the construction of the Blue Ridge project. Referred to Committee on Natural and Economic Resources.

S. B. 669, by Senator Deane, a bill to provide for insurance coverage for newborn infants. Referred to Committee on Insurance.

S. B. 670, by Senator Mullins, a bill to amend the Constitution of North Carolina to permit the General Assembly to enact local legislation regulating trade in regard to the regulation and control of the use or sale of alcoholic beverages. Referred to Committee on Alcoholic Beverage Control.

S. B. 671, by Senator Scott, a bill to increase the minimum wage to one dollar and eighty cents. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 672, by Senators Lynwood Smith, Murrow, and McNeill Smith, a bill to appropriate additional operating funds for the mental retardation complex in Guilford County through the Department of Human Resources Mental Health System. Referred to Committee on Appropriations.

Upon motion of Senator Allen, the Rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 673, by Senator Allen, a bill to authorize the estbalishment of the Roxboro-Person charter commission and provide for a referendum on the consolidation of the governments of the city of Roxboro and Person County. Referred to Committee on Local Government and Regional Affairs.

S. B. 674, by Senator Gudger, a bill to punish attempts to avoid prosecution for a crime or to avoid producing evidence in a criminal case. Referred to Committee on Judiciary No. 1.

S. B. 675, by Senator Gudger, a bill to amend Chapter 50 of the General Statutes by adding a Section relating to judgment in divorce actions. Referred to Committee on Judiciary No. 1.

S. B. 676, by Senator Gudger, a bill to amend General Statute 18A-33 regarding the consumption of beer and wine at establishments having only off-premises licenses. Referred to Committee on Alcoholic Beverage Control.

S. B. 677, by Senators Hardison and Mills, a bill to appropriate funds for mental retardation services in the eastern region of North Carolina. Referred to Committee on Appropriations.

S. B. 678, by Senators McNeill Smith, Stallings and Coleman, a bill to eliminate the one hundred and twenty dollars tax limit upon those articles presently taxed at two percent and the eighty dollars tax limit upon those articles presently taxed at one percent. Referred to Committee on Finance.

S. B. 679, by Senator Raynor, a bill to improve education and training for residents of State mental retardation centers. Referred to Committee on Appropriations.

S. B. 680, by Senators Horton, Wilkie, Mullins, Bagnal, Somers, Sharpe, Kincaid, Hughes, Robert J. Barker, Blanchard, and Rountree, a bill to exempt medicines from the sales and use tax. Referred to Committee on Finance.

S. B. 681, by Senator Staton, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution. Referred to Committee on Natural and Economic Resources.

S. B. 682, by Senator Staton, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions,

providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws. Referred to Committee on Natural and Economic Resources.

S. B. 683, by Senators Stallings, Garrison, Bob L. Barker and McNeill Smith, a bill to appropriate funds to carry out the provisions of the Community Development Assistance Act. Referred to Committee on Appropriations.

S. B. 684, by Senators Stallings, Garrison, Bob L. Barker and McNeill Smith, a bill to provide recognition and administrative support for community development agencies and to define their purposes, functions, and responsibilities. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 39, a bill to permit detention of public drunks in certain circumstances. Referred to Committee on Judiciary No. 2.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend General Statute 14-72 to make the theft of any firearm a felony. Referred to Committee on Judiciary No. 2.

H. B. 614, a bill to authorize any municipality in Mecklenburg County or the county of Mecklenburg or both to regulate soil erosion by ordinances. Referred to Committee on Local Government and Regional Affairs.

H. B. 683, a bill to prohibit the use of any gun of a caliber larger than .22 for hunting in Perquimans County. Referred to Committee on Wildlife.

H. B. 736, a bill to repeal Chapter 153, Session Laws of 1969, relating to the composition of the Board of Education of Tyrrell County. Referred to Committee on Local Government and Regional Affairs.

H. B. 747, a bill to provide for annexation by cities of areas not contiguous to the corporate limits upon unanimous petition of the property owners in such areas. Referred to Committee on Local Government and Regional Affairs.

H. B. 765, a bill to abolish separate school tax districts in the area of Pitt County outside of the Greenville City School Administrative Unit and to establish one Pitt County School Administrative Unit in the area for all purposes and to provide for a supplemental tax levy for current expenses therein. Referred to Committee on Local Government and Regional Affairs.

H. B. 774, a bill to annex a certain area to the town of Nashville. Referred to Committee on Local Government and Regional Affairs.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby. Referred to Committee on Local Government and Regional Affairs.

S. B. 252, a bill to amend General Statute 20-9 to require the surrender of out-of-state driver licenses as a prerequisite to receiving a North Carolina license, for concurrence in the House amendments. Upon motion of Senator Kincaid, the Senate concurs in the House amendments and the bill, as amended, is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 453, a bill to make Part 3 of Article 36 of Chapter 160 of the General Statutes applicable to the city of Roanoke Rapids in Halifax County, upon second reading. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 44. The bill, as amended, remains on the Calendar.

S. B. 504, a bill to amend General Statute 153-9(17) relating to the closing of public ways, upon third reading. The bill passes its third reading and is ordered sent ot the House of Representatives.

S. B. 282, a bill to amend Chapter 55A of the General Statutes relating to non-profit corporations. Upon motion of Senator Kirby, consideration of the bill is postponed until Monday, April 9.

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations. Upon motion of Senator Kirby, consideration of the bill is postponed until Monday, April 9.

H. B. 107, Committee Substitute for H. B. 107, a bill to rewrite General Statute 130-13 relating to provision of public health services and to county health departments. Passes its second and third readings and is ordered enrolled.

H. B. 351, a bill to grant the right of trial by jury as to the issue of just compensation in all condemnation actions. Upon motion of Senator Gudger, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 477, a bill to amend General Statute 90-65 relating to the authority of the Board of Pharmacy to suspend, revoke or refuse to renew a pharmacist license or drugstore permit. Passes its second and third readings and is ordered enrolled.

H. B. 504, a bill to validate acts of assistant and deputy registers of deeds in failing to execute instruments in the name of the register of deeds. Senator Britt offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 602, a bill to allow 30 days in which to report an abortion under General Statute 14-45.1 to the State Board of health. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Webster, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTY-SECOND DAY

SENATE CHAMBER,
Thursday, April 5, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Scott for today.

H. J. R. 863, upon motion of Senator Mills, the rules are suspended and H. J.R. 863, a joint resolution endorsing the observance of National Library Week, is withdrawn from the Committee on State Policies and placed on today's Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 252, an act to amend General Statute 20-9 to require the surrender of out-of-state driver licenses as a prerequisite to receiving a North Carolina license.

H. B. 82, an act to designate the emerald the Precious Stone of the State.

H. B. 107, an act to rewrite General Statute 130-13 relating to provision of public health services and to county health departments.

H. B. 477, an act to amend General Statute 90-65 relating to the authority of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist license or drugstore permit.

H. B. 602, an act to allow 30 days in which to report an abortion under General Statute 14-45.1 to the State Board of Health.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

H. B. 138, a bill to restirct allowable Sunday sales of beer to certain brown-bagging premises, with a favorable report.

H. B. 438, Committee Substitute for H. B. 438, a bill to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement, with a favorable report.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 540, a bill to amend General Statute 7A-41 to authorize an additional resident superior court judge in various judicial districts, with a favorable report. Upon motion of Senator Knox, the bill is re-referred to the Committee on Appropriations.

S. B. 541, a bill to amend General Statute 7A-133 to authorize an additional district court judge in various district court districts, with a favorable report, as amended. Upon motion of Senator Knox, the bill is re-referred to the Committee on Appropriations.

S. B. 605, a bill to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts, with a favorable report. Upon motion of Senator Knox, the bill is re-referred to the Committee on Appropriations.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 492, a bill to permit municipal government to regulate parking on city-owned property, with a favorable report.

S. B. 496, a bill to prohibit the discharge of all firearms in residential areas of Forsyth County, with an unfavorable report.

S. B. 500, a bill to repeal certain sections of Chapter 161 of the North Carolina General Statutes, with a favorable report.

S. B. 506, a bill to require nonresidents of Robeson County to apply for marriage licenses seventy-two hours before issuance, with a favorable report.

S. B. 516, a bill to authorize the Weldon School Administrative Unit to lease certain property to the Board of Commissioners of Halifax County to be used for public purposes, with a favorable report, as amended.

S. B. 579, a bill to authorize the establishment of a town liquor control store in the town of Marshall, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

S. B. 590, a bill to provide that persons residing in a city administrative school unit shall not participate in elections for members of the Alamance County Board of Education, with a favorable report.

S. B. 606, a bill to provide that the members of the Yancey County Board of Education shall be elected in a nonpartisan election for staggered terms of four years, with a favorable report.

H. B. 371, a bill to increase the compensation of the Board of County Commissioners of Yadkin County, with a favorable report.

H. B. 493, a bill to provide for the nomination and election of county commissioners of districts in Yadkin County, with a favorable report.

H. B. 508, a bill to provide a supplemental retirement fund for firemen in the city of Elizabeth City and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Elizabeth City, with a favorable report.

H. B. 509, a bill creating a wildlife preserve and bird sanctuary in Snug Harbor in Perquimans County, with a favorable report.

H. B. 521, a bill providing for the time of election of members of the Chapel Hill-Carrboro City Board of Education and fixing their terms of office, with a favorable report.

H. B. 536, a bill to repeal Chapter 293, Private Laws of 1905, and Chapter 94, Private Laws of 1911, former charters of the town of Locust, with a favorable report.

H. B. 530, a bill to permit the compensation of members of the Lexington City Board of Education to be fixed by the Board, with a favorable report.

H. B. 531, a bill relating to Mitchell County and the Rhododendron Festival, with a favorable report.

H. B. 590, a bill to amend Chapter 412 of the Session Laws of 1969 relating to the Reidsville Fireman's Supplemental Retirement Fund, with a favorable report, as amended.

H. B. 610, a bill authorizing municipalities to use a corporate stamp which is a facsimile of its seal in lieu of an embossed corporate seal, with a favorable report.

H. B. 643, a bill to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County, with a favorable report.

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election, with a favorable report.

H. B. 717, a bill to ratify certain sewer sysetm construction contracts of the town of Cary and to authorize payment of the costs of such contracts, with a favorable report, as amended.

H. B. 612, a bill to prohibit the practice of phrenology, palmistry, fortune-telling or clairvoyance in Henderson County, with a favorable report.

H. B. 613, a bill to equalize options for certain cities and towns, with a favorable report.

H. B. 727, a bill authorizing the annexation of interior islands of territory by municipalities in Wake County and in certain other counties, with a favorable report.

By Senator Royall, for the Committee on Public Health and Resources:

S. B. 636, a bill amending Chapter 88 of the General Statues so as to delete therefrom the requirement of a physical examination prior to becoming a registered cosmetologist, with a favorable report.

H. B. 105, a bill to empower the State Health Director to confirm the appointment of local health directors, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 685, by Senators Alford and Kirby, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery. Referred to Committee on Finance.

S. B. 686, by Senators Rauch, Rhyne, Strickland, Kincaid, Somers, Kirby, and Taylor, a bill to change the date of exemption from examintion for licenses by practicing plumbing and heating contractors to December 31, 1973. Referred to Committee on Judiciary No. 1.

S. B. 687, by Senator Knox, a bill to delete obsolete nomenclature and make technical changes in various sections of Chapter 15 of the General Statutes. Referred to Committee on Courts and Judicial Districts.

S. B. 688, by Senator Knox, a bill to amend General Statute 7A-11 concerning the appointment of the Clerk of the Supreme Court. Referred to Committee on Courts and Judicial Districts.

S. B. 689, by Senator Raynor, a bill to define the status of area mental health boards and to clarify the membership thereof. Referred to Committee on Mental health.

S. B. 690, by Senator Crawford, a bill to amend General Statute 105-42 dealing with privilege license taxes of private detectives. Referred to Committee on Finance.

S. B. 691, by Senator Godwin, a bill to include outboard motors among those items subject to the two percent (2%) Sales and Use Tax. Referred to Committee on Finance.

S. B. 692, by Senator Staton, a bill to amend Article 13, Chapter 130, North Carolina General Statutes relating to water and sewer sanitation. Referred to Committee on Natural and Economic Resources.

S. B. 693, by Senator Staton, a bill to authorize municipalities by ordinance to regulate the use of dune buggies in certain areas. Referred to Committee on Natural and Economic Resources.

S. B. 694, by Senator Staton, a bill to authorize counties by ordinance to regulate the use of dune buggies in certain areas. Referred to Committee on Natural and Economic Resources.

S. B. 695, by Senators Harrington, Moore, Godwin, Bob L. Barker, and Alford, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways. Referred to Committee on Transportation.

S. B. 696, by Senators Moore, Kirby, Harrington, Garrison, Royall, Lynwood Smith, Alford, Bahakel, Godwin, Webster, Stallings, Staton, Somers, Rauch, White, Allen, Hardison, Williamson, and Crawford, a bill to subject certain

foods to a lower rate of Sales and Use Tax. Referred to Committee on Finance.

S. J. R. 697, by Senator Strickland, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina. Referred to Committee on Higher Education.

S. B. 698, by Senator Stallings, a bill to appropriate funds for construction, renovation and replacement of local hospitals. Referred to Committee on Appropriations.

S. B. 699, by Senators Saunders, Coleman, Deane, Moore, Knox, Mullins, Bahakel, Kirby, Gudger, Crawford, Garrison, Hardison, and Alford, a bill to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act. Referred to Committee on Education.

S. B. 700, by Senator Hardison, a bill to amend General Statute 7A-133 to increase by one the maximum number of magistrates authorized for Lenoir County. Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 882, a bill raising the per diem of the members of the Pender County Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, for concurrence in the House amendments. Upon motion of Senator Allsbrook, the bill is placed upon the Calendar for Friday, April 6 and the amendments are ordered printed.

H. B. 705, a bill to provide for the annexation and consolidation of Morganton and Glen Alpine, upon a vote of the people therein. Referred to Committee on Local Government and Regional Affairs.

H. B. 794, a bill to annex certain land to the town of North Wilkesboro. Referred to Committee on Local Government and Regional Affairs.

H. B. 376, a bill to reenact General Statute 31-31.1 so as to validate certain acts of notaries public and deputy clerks of the superior court which have been performed since 1945. Referred to Committee on Courts and Judicial Districts.

H. B. 668, a bill to place Wilkes County under the general law regarding bail bondsmen and runners. Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 453, a bill to make Part 3 of Article 36 of Chapter 160 of the General Statutes applicable to the city of Roanoke Rapids in Halifax County, as amended, upon third reading. The bill, as amended, passes its third reading by

roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White — 41. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 152, a bill to provide the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, with partial net proceeds of gasoline taxes. Upon motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings. Upon motion of Senator Staton, the rules are suspended and the bill, without engrossment, is ordered sent to the House of Representatives by special messenger.

S. B. 408, a bill to provide for the protection of the title to land in the State of North Carolina. The amendments offered by the Committee are adopted. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 409, a bill to amend General Statute 1-38 relating to the possession of real property with respect to color of title. Senator Rountree offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 489, a bill entering into and enacting the Southern Growth Policies Agreement. Senator Rhyne offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 578, a bill to amend General Statute 31-3.3 to provide that the witnesses to attested written wills may make affidavits concerning their witnessing so as to eliminate the need for their subsequent testimony upon the probate of the will. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 586, a joint resolution commending the North Carolina Summer Festival to be held in Winston-Salem from June 27 to August 4, 1973. Senator Horton offers an amendment which is adopted. The resolution, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 634, a bill to amend General Statute 89-2(5) to define the practice of land surveying. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 29, a bill to amend the Machinery Act to allow county tax supervisors upon the showing of good cause by any taxpayer to extend the period for listing real and personal property for a length of time ending no later than May 1 or the first meeting of the county Board of Equalization and Review, whichever be earlier. Passes its second and third readings and is ordered enrolled.

H. B. 53, a bill to exempt from North Carolina Premium Tax premiums received by insurers in connection with certain plans qualified under the Internal Revenue Code. Passes its second and third readings and is ordered enrolled.

H. B. 295, a bill to rewrite General Statute 36-32 to permit any trustee to hold stocks or other securities in the name of a nominee. Passes its second and third readings and is ordered enrolled.

H. B. 467, a bill to provide for refunds of ad valorem taxes which have been overpaid. Passes its second reading. Upon objection of Senator Crawford to its third reading, the bill remains upon the Calendar.

H. J. R. 588, a joint resolution honoring the life and memory of Fred O. Christopher, former member of the General Assembly. Passes its second and third readings and is ordered enrolled.

H. J. R. 863, a joint resolution endorsing the observance of National Library Week. Passes its second and third readings and is ordered enrolled.

SEPCIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 36

HOUSE OF REPRESENTATIVES,
April 4, 1973

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 36, a bill to be entitled an act to eliminate the welfare lien and claim in favor of the county, state, and federal governments, and requests conferees. Mr. Speaker Ramsey has appointed Representatives Johnson of Robeson, High, and Twiggs on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Britt moves that conferees be appointed, which motion prevails. The Prsident appoints Senators Kirby, Mullins, and Deane as conferees on this bill, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 502, upon motion of Senator Stallings, S. B. 502, a bill to amend certain provisions of Article 8E of Chapter 105 of the North Carolina General Statutes relating to the Excise Stamp Tax on conveyances, is ordered taken from the Committee on Local Government and Regional Affairs and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Wilkie, the Senate adjourns in memory of Noah Powell, Principal Chief of the Eastern Band of the Cherokees who died yesterday, to meet tomorrow at 10:00 A.M.

SIXTY-THIRD DAY

SENATE CHAMBER,
Friday, April 6, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Knox for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Mullins, Rauch, Somers, Wilkie and Mills for today.

The President recognizes the following pages for their services in the Senate this week: Carole Jean Royall, Elkin; Clegg W. Mabry, Jr., Albermarle; Carver Camp, Durham; Pam Pierce, Mebane; John Luther Rendleman, Jr., Greensboro; Ronald E. Duke, Raleigh; Annis Paschal, Greenville; Kathy Jefferies, Wilmington; Tommy Ammons, Fayetteville; Tenly Shewmake, Winston-Salem; Jo Brown, Charlotte; Anne McKnight, Charlotte; Vicki Bowman, Graham; Debbie Duckett, Canton; Gwedolyn Rose Allen, Clayton; James McGregor Ure, Charlotte; Jeffrey Stephenson, Benson; Joseph S. Farrington, Raleigh; Margaret Parrish, Southern Pines; Laura Jane Lewis, Jackson; Robert J. Dunn, New Bern; Susan Dyanne Dyer, Fayetteville; Carol Ann Sustek, Kinston; Becky Sue Jenkins, Southern Pines; Mary Wooten Herring, La Grange; Joy Storms, Bladenboro; Willie Smith, Fayetteville; Sheri Parrish, Durham.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 550, a bill requiring notice before construction or improvement of any building or connection of any house trailer in Perquimans County, with a favorable report.

H. B. 579, a bill providing four-year terms for the Board of Commissioners of Madison County, with a favorable report.

H. B. 641, a bill to provide that the election for members of the Alamance County Board of Education shall be held in November, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Stallings, the Senate Committee Substitute bill is placed on the Calendar.

By Senator Webster, for the Committee on Public Utilities:

H. B. 773, a bill to amend General Statute 62-260, motor carrier exemptions, by adding the State of North Carolina to the list of exemptions, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 701, by Senator Kirby, a bill creating the North Carolina Motor Vehicle Reinsurance Facility. Referred to Committee on Insurance.

S. J. R. 702, by Senators Raynor, Williamson, Allen, Folger, Knox, Royall, Henley, Hardison, Gudger, Crawford, Mills, Allsbrook, White, Scott, Lynwood Smith, Rountree, Blanchard, Kincaid, Robert J. Barker, Bagnal, Murrow, Mullins, Bob L. Barker, Strickland, Staton, Britt, Bahakel, McNeill Smith and Webster, a joint resolution establishing a commission to study and evaluate the existing system of delivery of State health care for mental illness, mental retardation, alcoholism and related health problems and to recommend an improved system for the delivery of such care to meet the short and long term needs of the citizens of North Carolina. Referred to Committee on Mental Health.

S. B. 703, by Senators Allen and Royall, a bill to recall funds previously appropriated to the North Carolina Housing Corporation and to establish a special committee to study the role of this State in housing for persons and families of lower income and to report its findings to the General Assembly. Referred to Committee on State Government.

S. B. 704, by Senator Allen, a bill to provide for comparative negligence judgments or verdicts. Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 524, a bill to establish a fund to assist local units of government in the acquisition of lands for parks, recreation areas, scenic areas, green belts, and other purposes. Referred to Committee on Natural and Economic Resources.

H. J. R. 541, a joint resolution directing the Legislative Research Commission to make a study of residency training in public mental health. Referred to Committee on Mental Health.

H. B. 618, Committee Substitute for H. B. 618, a bill to alter the membership of the Board of Trustees of the Teachers' and State Employees' Retirement System. Referred to Committee on State Government.

H. B. 659, a bill to make the requirement of an annual health physical for barbers optional. Referred to Committee on Public Health and Resources.

H. B. 665, a bill to amend General Statute 20-299 to make automobile dealers responsible for acts of their salesmen while acting as their agent. Referred to Committee on Judiciary No. 2.

H. B. 696, Committee Substitute for H. B. 696, a bill to require the disclosure of property interests and assets by Guilford County officials. Referred to Committee on Local Government and Regional Affairs.

H. B. 941, a bill to authorize the city of Fayetteville to cooperate with private corporations for industrial development purposes. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 500, a bill to revise and consolidate the charter of the town of Troutman and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 42. The bill remains on the Calendar.

H. B. 644, a bill amending General Statute Section 160-452 by deleting the requirement that an area proposed for annexation be contiguous to the boundaries of the city of Selma, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 42. The bill remains on the Calendar.

S. B. 483, a bill to amend Chapter 405 of the Session Laws of 1967 authorizing the establishment of liquor control stores in incorporated municipalities in Robeson County upon an affirmative vote of the people. Upon motion of Senator Britt, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 484, a bill to set bondsman fees in Robeson County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 485, a bill to bring Gaston County under the provisions of General Statute 15-12 relating to unclaimed bicycles and other personal property. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 486, a bill to make General Statute 20-162.2 relating to removal of unauthorized vehicles from private lots applicable to Gaston County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 488, a bill to amend Chapter 656 of the Session Laws of 1971 to extend the time in which the Cumberland County Local Government Study Commission shall complete its work and make its report to December 1, 1975. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 616, a bill to prohibit hunting with firearms from the right-of-way of highways in Wilkes County. Passes its second and third readings and is ordered enrolled.

H. B. 467, a bill to provide for refunds of ad valorem taxes which have been overpaid, upon third reading. Senator Crawford offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 341, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases. Upon motion of Senator McNeill Smith, the Committee amendment is adopted. Upon motion of Senator McNeill Smith, consideration of the bill, as amended, is postponed until Monday, April 9.

S. B. 476, a bill to amend the Workmen's Compensation Act regarding benefits. Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, April 17.

S. B. 477, a bill to amend the Workmen's Compensation Act relating to coverage of employers. Senator Gudger moves that consideration of the bill be postponed until Tuesday, April 17. Senator Allen offers a substitute motion to recommit the bill to the Committee on Manufacturing, Labor and Commerce, which motion prevails.

S. B. 478, a bill to amend the Workmen's Compensation Act regarding medical benefits. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 479, a bill to amend the Workmen's Compensation Act to provide for a compulsory workmen's compensation law. Upon motion of Senator Staton, the bill is recommitted to the Committee on Manufacturing, Labor and Commerce.

S. B. 480, a bill to amend the Workmen's Compensation Act regarding average weekly wage. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 571, a bill to amend Chapter 163 of the General Statutes concerning oaths taken by voters and registrants. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 639, a bill prohibiting disorderly conduct by any person or group of persons at any public or private educational institution, or on the grounds adjacent thereto. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 648, a bill to amend Article 21 of Chapter 163 of the General Statutes to permit voting of absentee ballots before the county board of elections. Upon motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting of side trails and trail rights-of-way.

Upon motion of Senator Staton, consideration of the bill is postponed until Thursday, April 12.

S. B. 86, a bill pertaining to mandatory license revocation of driving priivilege for failing to submit to breath test, for concurrence in the House amendments. Upon motion of Senator Gudger, consideration of the bill and House amendments is postponed until Thursday, April 12, and the amendments are ordered printed in place within the bill.

H. B. 641, Senate Committee Substitute for H. B. 641, a bill providing for the election of members of the Alamance County Board of Education. Upon motion of Senator Stallings, the Senate Committee Substitute is adopted and remains on the Calendar.

Upon motion of Senator Knox, the Senate adjourns to meet on Monday at 8:00 P.M.

SIXTY-FOURTH DAY

SENATE CHAMBER,
Monday, April 9, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:04 P.M. and sent to the office of the Secretary of State:

S. B. 152, an act to provide the Division of Commercial and Sports Fisheries, Department of Natural and Economic Resources, with partial net proceeds of gasoline taxes.

H. B. 29, an act to amend the Machinery Act to allow county tax supervisors upon the showing of good cause by any taxpayer to extend the period for listing real and personal property for a length of time ending no later than May 1 or the first meeting of the county board of equalization and review, whichever be earlier.

H. B. 53, an act to exempt from North Carolina Premium Tax premiums received by insurers in connection with certain plans qualified under the Internal Revenue Code.

H. B. 106, an act to rewrite General Statute 130-14 relating to district health departments.

H. B. 295, an act to rewrite General Statute 36-32 to permit any trustee to hold stocks or other securities in the name of a nominee.

S. J. R. 588, a joint resolution commemorating the 100th anniversary of the founding of the town of Mooresville.

H. J. R. 588, a joint resolution honoring the life and memory of Fred O. Christopher, former member of the General Assembly.

H. J. R. 863, a joint resolution endorsing the observance of National Library Week.

S. B. 432, an act to amend Article 12 of Chapter 33 of the General Statutes (Gifts of Securities and Money to Minors) so as to provide that a bank shall include state chartered and federally chartered credit unions.

S. B. 437, an act to provide for the elections of the Avery County Board of Education.

S. B. 466, an act to validate the election of the members of the Monroe City Board of Education.

H. B. 41, an act to amend Chapter 7A to revise procedures for the removal of solicitors, assistant solicitors, clerks of superior court, magistrates, and public defenders.

H. B. 351, an act to grant the right of trial by jury as to the issue of just compensation in all condemnations actions.

H. B. 616, an act to prohibit hunting with firearms from the right-of-way of highways in Wilkes County.

S. J. R. 412, a joint resolution providing for annual legislative sessions and annual budget appropriations for each year of the 1973-75 biennium.

S. J. R. 415, a joint resolution urging the United States Forest Service to give maximum consideration to wildlife values when developing plans for management of the Wilson Creek Unit of the Pisgah National Forest.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 705, by Senator Kirby, a bill to amend General Statute 105-275 of the General Statutes of North Carolina. Referred to Committee on Finance.

S. B. 706, by Senator Raynor, a bill to amend General Statute 122-35.19(2) concerning budgeting procedures. Referred to Committee on State Government.

S. B. 707, by Senator Garrison, a bill to clarify the Environmental Policy Act. Referred to Committee on Transportation.

S. B. 708, by Senators Bob L. Barker, Staton, Lynwood Smith, Strickland, Webster, Mills, Rhyne, and Henley, a bill to determine the location of the State Art Museum. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 559, a bill to amend General Statute 105-361 relating to the reporting of taxes due. Referred to Committee on Finance.

H. B. 634, a bill to amend the charter of the city of Greensboro as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended; and to exempt city of Greensboro from provisions of General Statutes relating to the recordation of certain ordinances in the office of the Register of Deeds. Referred to Committee on Judiciary No. 2.

H. J. R. 283, a joint resolution for the General Assembly constituting units of the existing State Park System and State Historic Sites as parts of the State Nature and Historic Preserve. Referred to Committee on Natural and Economic Resources.

H. B. 443, a bill to provide for additional powers for committees of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. B. 519, a bill authorizing counties to regulate activities in the Atlantic Ocean. Referred to Committee on State Policies.

H. B. 520, a bill authorizing the cities to regulate activities in the Atlantic Ocean. Referred to Committee on State Policies.

H. B. 433, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971. Referred to Committee on Banking.

H. B. 491, a bill to amend General Statute 7A-100 to provide for an acting clerk of superior court when the clerk dies. Referred to Committee on Courts and Judicial Districts.

H. B. 674, a bill concerning taxing districts in Guilford County. Referred to Committee on Local Government and Regional Affairs.

H. B. 939, a bill providing for the time of election of members of the Asheboro City Board of Education and fixing their terms of office. Referred to Committee on Local Government and Regional Affairs.

H. B. 538, Committee Substitute for H. B. 538, a bill to amend General Statute 113-35 so as to provide that forest tree seedlings and seed may be sold to commercial nurserymen by the State under certain circumstances. Referred to Committee on Natural and Economic Resources.

H. B. 545, a bill to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insanity. Referred to Committee on Mental Health.

H. B. 630, Committee Substitute for H. B. 630, a bill to provide for a nonpartisan primary and election for members of the Winston-Salem/Forsyth County Board of Education and for the members of the Winston-Salem Board of Aldermen subject to a referendum of the people. Referred to Committee on Local Government and Regional Affairs.

H. B. 675, Committee Substitute for H. B. 675, a bill concerning interest on taxes assessed on discovered property for the years preceding the current year in Guilford County. Referred to Committee on Local Government and Regional Affairs.

H. B. 781, a bill to authorize an increase in the number of commissioners of the town of Scotland Neck. Referred to Committee on Local Government and Regional Affairs.

H. B. 869, a bill to clarify the status of property taxes pending decision on appeal to State Board of Assessment. Referred to Committee on Finance.

H. B. 874, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina. Referred to Committee on Judiciary No. 2.

H. J. R. 925, a joint resolution honoring the Guilford College basketball team and coaches for winning the 1973 National Association of Intercollegiate Athletics basketball championship in Kansas City, Missouri, on March 17, 1973 Referred to Committee on Rules and Operation of the Senate.

H. J. R. 926, a joint resolution honoring Col. Norman C. Gaddis, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost six years. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 927, a joint resolution honoring Lieutenant Commander Eugene E. McDaniel, USN. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 955, a joint resolution honoring the Honorable Frank W. Hanft on the occasion of his retirement from the General Statutes Commission. Referred to Committee on Rules and Operation of the Senate.

S. B. 77, a bill to amend General Statutes Chapter 7A, Article 36, relating to entitlement of indigents to counsel, for concurrence in the House amendment. Upon motion of Senator Kirby, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 500, a bill to revise and consolidate the charter of the town of Troutman and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White — 42. The bill is ordered enrolled.

H. B. 644, a bill amending General Statutes Section 160-452 by deleting the requirement that an area proposed for annexation be contiguous to the boundaries of the city of Selma, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Folger, Garrison,

Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White — 42. The bill is ordered enrolled.

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election, upon second reading. Upon motion of Senator Garrison, consideration of the bill is postponed until Monday, April 16.

H. B. 727, a bill authorizing the annexation of interior islands of territory by municipalities in Wake County and in certain other counties, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White — 42. The bill remains upon the Calendar.

S. B. 506, a bill to require nonresidents of Robeson County to apply for marriage licenses seventy-two hours before issuance. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 516, a bill to authorize the Weldon School Administrative Unit to lease certain property to the Board of Commissioners of Halifax County to be used for public purposes. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 579, a bill to authorize the establishment of a town liquor control store in the town of Marshall, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 590, a bill to provide that persons residing in a city administrative school unit shall not participate in elections for members of the Alamance County Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 606, a bill to provide that the members of the Yancey County Board of Education shall be elected in a nonpartisan election for staggered terms of four years. Senator Gudger offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 371, a bill to increase the compensation of the Board of County Commissioners of Yadkin County. Passes its second and third readings and is ordered enrolled.

H. B. 493, a bill to provide for the nomination and election of county commissioners of districts in Yadkin County. Passes its second and third readings and is ordered enrolled.

H. B. 508, a bill to provide a supplemental retirement fund for firemen in the city of Elizabeth City and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Elizabeth City. Passes its second and third readings and is ordered enrolled.

H. B. 509, a bill creating a wildlife preserve and bird sanctuary in Snug Harbor in Perquimans County. Passes its second and third readings and is ordered enrolled.

H. B. 521, a bill providing for the time of election of members of the Chapel Hill-Carrboro City Board of Education and fixing their terms of office. Passes its second and third readings and is ordered enrolled.

H. B. 530, a bill to permit the compensation of members of the Lexington City Board of Education to be fixed by the Board. Passes its second and third readings and is ordered enrolled.

H. B. 531, a bill relating to Mitchell County and the Rhododendron Festival. Passes its second and third readings and is ordered enrolled.

H. B. 536, a bill to repeal Chapter 293, Private Laws of 1905, and Chapter 94, Private Laws of 1911, former charters of the town of Locust. Upon motion of Senator Garrison, consideration of the bill is postponed until Monday, April 16.

H. B. 590, a bill to amend Chapter 412 of the Session Laws of 1969 relating to the Reidsville Fireman's Supplemental Retirement Fund. Upon motion of Senator Webster, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 612, a bill to prohibit the practice of phrenology, palmistry, fortune-telling or clairvoyance in Henderson County. The bill passes its second reading. Senator Wilkie objects to the third reading and upon motion of Senator Wilkie, the bill is placed upon the Calendar for Thursday, April 12.

H. B. 643, a bill to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County. Upon motion of Senator Crawford, the bill is recommitted to the Committee on Local Government and Regional Affairs.

H. B. 717, a bill to ratify certain sewer system construction contracts of the town of Cary and to authorize payment of the costs of such contracts. Upon motion of Senator Robert J. Barker, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 282, a bill to amend Chapter 55A of the General Statutes relating to non-profit corporations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations, as amended. The bill, as previously engrossed, passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 341, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases, as amended. Upon motion of Senator Somers, consideration of the bill is postponed until Monday, April 16.

S. B. 492, a bill to permit municipal government to regulate parking on city-owned property. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 500, a bill to repeal certain sections of Chapter 161 of the North Carolina General Statutes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 636, a bill amending Chapter 88 of the General Statutes so as to delete therefrom the requirement of a physical examination prior to becoming a registered cosmetologist. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 105, a bill to empower the State Health Director to confirm the appointment of local health directors. Passes its second and third readings and is ordered enrolled.

H. B. 138, a bill to restrict allowable Sunday sales of beer to certain brown-bagging premises. Senator McNeill Smith offers an amendment which fails of adoption. The bill passes its second and third readings and is ordered enrolled.

H. B. 218, a bill to amend General Statute 20-88(b) (4) so that nursery products will be included within the definition of farm products. Passes its second and third readings and is ordered enrolled.

H. B. 416, a bill to amend General Statute 20-11(b) to provide for learner's permit at age 15. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 10.

H. B. 438, Committee Substitute for H. B. 438, a bill to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement. Upon motion of Senator Allen, consideration of the Committee Substitute bill is postponed until Tuesday, April 10.

H. B. 610, a bill authorizing municipalities to use a corporate stamp which is a facsimile of its seal in lieu of an embossed corporate seal. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 10.

H. B. 613, a bill to equalize options for certain cities and towns. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 10.

H. B. 631, a bill to provide for the licensing by the Department of Agriculture of livestock dealers. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 10.

H. B. 640, a bill to amend Chapter 96 of the General Statutes, known as the Employment Security Law. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 10.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, April 10, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Jim Long, Assistant Pastor, First Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Rountree for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:34 P.M. and sent to the office of the Secretary of State:

S. B. 77, an act to amend General Statute Chapter 7A, Article 36, relating to the entitlement of indigents to counsel.

H. B. 105, an act to empower the State Health Director to confirm the appointment of local health directors.

H. B. 138, an act to restrict allowable Sunday sales of beer to certain brown-bagging premises.

H. B. 218, an act to amend General Statute 20-88(b) (4) so that nursery products will be included within the definition of farm products.

H. B. 371, an act to increase the compensation of the Board of County Commissioners of Yadkin County.

H. B. 467, an act to provide for refunds of ad valorem taxes which have been overpaid.

H. B. 493, an act to provide for the nomination and election of county commissioners of districts in Yadkin County.

H. B. 500, an act to revise and consolidate the charter of the town of Troutman and to repeal prior charter acts.

H. B. 508, an act to provide a supplemental retirement fund for firemen in the city of Elizabeth City and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Elizabeth City.

H. B. 509, an act creating a wildlife preserve and bird sanctuary in Snug Harbor in Perquimans County.

H. B. 521, an act providing for the time of election of members of the Chapel Hill-Carrboro City Board of Education and fixing their terms of office.

H. B. 530, an act to permit the compensation of members of the Lexington City Board of Education to be fixed by the Board.

H. B. 531, an act relating to Mitchell County and the Rhododendron Festival.

H. B. 644, an act amending General Statute Section 160-452 by deleting the requirement that an area proposed for annexation be contiguous to the boundaries of the city of Selma.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

H. B. 511, a bill to prohibit the accumulation of Powell Bill Funds, with a favorable report.

H. B. 580, a bill to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments, with a favorable report.

S. B. 663, a bill relating to the requirement of fees and the State Board of Cosmetic Art Examiners, with a favorable report.

H. B. 479, a bill to exempt certain chain stores from city license taxes, with a favorable report.

By Senator Strickland, for the Committee on Higher Education:

S. J. R. 697, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 495, a bill to amend General Statute 55A-20 with regard to the directors of non-profit corporations, with a favorable report.

H. B. 874, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina, with a favorable report.

S. B. 356, a bill to amend Rule 65 of the Rules of Civil Procedure to require security by the State and local governments when seeking temporary restraining orders or preliminary injunctions and to allow liability thereon, with a favorable report.

S. B. 461, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 603, a bill to revise and consolidate the charter of the town of Madison and to repeal prior charter acts, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

S. J. R. 702, a joint resolution establishing a commission to study and evaluate the existing system of delivery of State health care for mental illness, mental retardation, alcoholism and related health problems and to recommend an improved system for the delivery of such care to meet the short and long term needs of the citizens of North Carolina, with a favorable report.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. J. R. 925, a joint resolution honoring the Guilford College basketball team and coaches for winning the 1973 National Association of Intercollegiate Athletics Basketball Championship in Kansas City, Missouri, on March 17, 1973, with a favorable report.

H. J. R. 926, a joint resolution honoring Col. Norman C. Gaddis, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost six years, with a favorable report.

H. J. R. 927, a joint resolution honoring Lieutenant Commander Eugene E. McDaniel, USN, with a favorable report.

H. J. R. 955, a joint resolution honoring the Honorable Frank W. Hanft on the occasion of his retirement from the General Statutes Commission, with a favorable report.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

H. B. 669, a bill to correct erroneous internal references in Article 4 of Chapter 165 of the General Statutes relating to veterans scholarship benefits, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 709, by Senator Knox, a bill to amend General Statute 41-2.1(b) (4) to make its provisions consistent with General Statute 28-68. Referred to Committee on Courts and Judicial Districts.

S. B. 710, by Senators Somers, Rhyne, Sharpe, and Mullins, a bill to fix the compensation of members of the General Assembly. Referred to Committee on Appropriations.

S. J. R. 711, by Senator Garrison, a joint resolution requiring submission of audit reports for grant-in-aid programs to the Legislative Fiscal Research Division. Referred to Committee on Appropriations.

S. B. 712, by Senators Garrison, Stallings, Butner, Somers, Deane, White, Gudger, Allsbrook, and Crawford, a bill to appropriate one million dollars ($1,000,000) to provide for the construction of five area headquarters buildings for the State Probation Commission. Referred to Committee on Appropriations.

S. B. 713, by Senators Moore, Rhyne, Allen, Gudger, and Garrison, a bill to appropriate funds to renovate the Governor's Mansion and to make it suitable as both a public residence and a private residence for the Governor. Referred to Committee on Appropriations.

S. B. 714, by Senator Coleman, a bill to amend the date for validating a default judgment to remove cloud from title to real estate. Referred to Committee on Judiciary No. 2.

S. B. 715, by Senator Britt, a bill to amend General Statute 122-63.1 of the General Statutes to authorize the clerk to involuntarily commit persons directly to State hospitals in certain instances. Referred to Committee on Judiciary No. 2.

S. B. 716, by Senator Britt, a bill relating to failure to comply with the Criminal Justice Training and Standards Council regulations. Referred to Committee on Judiciary No. 2.

S. B. 717, by Senator Britt, a bill to amend Chapter 17A relating to the Criminal Justice Training and Standards Council. Referred to Committee on Judiciary No. 2.

S. B. 718, by Senator Somers, a bill to provide for limited driving privileges in lieu of suspension or revocation. Referred to Committee on Highway Safety.

S. B. 719, by Senators McNeill Smith, Lynwood Smith, Murrow, and Rhyne, a bill to establish the office of constable in each township of each county in the State to provide for the election, compensation and duties of constables. Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 715, a bill to authorize municipalities to participate in community action and manpower programs. Referred to Committee on Local Government and Regional Affairs.

H. B. 716, a bill to provide for the organizational meeting of newly elected city councils. Referred to Committee on Local Government and Regional Affairs.

H. B. 728, a bill to authorize municipalities to undertake programs for the prevention and treatment of drug abuse. Referred to Committee on Local Government and Regional Affairs.

H. B. 729, a bill to clarify the provisions of Chapter 160A of the General Statutes with respect to qualifications for elective office. Referred to Committee on Local Government and Regional Affairs.

H. B. 864, a bill to repeal the North Carolina Seed Potato Law. Referred to Committee on Agriculture.

H. B. 994, a bill to amend Chapter 570 of the Session Laws of 1971 so as to allow the town of White Lake to dig ditches below a certain level in Bladen County. Referred to Committee on Transportation.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 727, a bill authorizing the annexation of interior islands of territory by municipalities in Wake County and in certain other counties, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Williamson — 44. The bill is ordered enrolled.

H. B. 550, a bill requiring notice before construction or improvement of any building or connection of any house trailer in Perquimans County. Passes its second and third readings and is ordered enrolled.

H. B. 579, a bill providing four-year terms for the Board of Commissioners of Madison County. Passes its second and third readings and is ordered enrolled.

H. B. 641, Senate Committee Substitute for H. B. 641, a bill providing for the election of members of the Alamance County Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives for consideration of the Senate Committee Substitute bill.

H. B. 24, Committee Substitute for H. B. 24, a bill to give private citizens standing to sue to require environmental agencies to enforce their standards of environmental quality. Senator Staton moves that consideration of the Committee Substitute bill be postponed until Wednesday, April 18. Senator Godwin offers a substitute motion that the Committee Substitute bill be re-referred to the Committee on Judiciary No. 1, seconded by Senator Williamson. Senator Horton calls for the "ayes" and "noes", which call is sustained. Senator Moore offers a substitute motion that the Committee Substitute bill be re-referred to the Committee on Judiciary No. 1 and that it be reported from the Committee by April 26. Senator Moore calls for the "ayes" and "noes", seconded by Senator Horton, and the call is sustained. The motion offered by Senator Moore fails to prevail by roll call vote, ayes 23, noes 25, as follows: Those voting in the affirmative are: Senators Alford, Blanchard, Britt, Coleman, Crawford, Folger, Godwin, Gudger, Harrington, Horton, Kincaid, Knox, Moore, Mullins, Murrow, Poovey, Sharpe, Somers, Taylor, Webster, White, Wilkie, Williamson — 23. Those voting in the negative are: Senators Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Deane, Garrison, Hardison, Henley, Hughes, Kirby, Mauney, Mills, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland — 25. As Chairman of the Committee on Judiciary No. 1, Senator Allsbrook is granted permission to refrain from voting on the motion. The substitute motion offered by Senator Godwin

prevails by roll call vote, ayes 30, noes 17, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Blanchard, Britt, Butner, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Royall, Scott, Sharpe, Lynwood Smith, Somers, Webster, White, Williamson — 30. Those voting in the negative are: Senators Allen, Bagnal, Bob L. Barker, Robert J. Barker, Coleman, Deane, Horton, Kirby, Mullins, Rhyne, Saunders, McNeill Smith, Stallings, Staton, Strickland, Taylor, Wilkie — 17. As Chairman of the Committee on Judiciary No. 1, Senator Allsbrook is granted permission to refrain from voting on the substitute motion. The Committee Substitute bill is re-referred to the Committee on Judiciary No. 1.

H. B. 416, a bill to amend General Statute 20-11(b) to provide for learner's permit at age 15. Senator Rhyne offers an amendment which is adopted. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 438, Committee Substitute for H. B. 438, a bill to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement. The Committee Substitute bill passes its second reading. Upon objection of Senator White to its third reading, the Committee Substitute bill remains on the Calendar.

H. B. 610, a bill authorizing municipalities to use a corporate stamp which is a facsimile of its seal in lieu of an embossed corporate seal. Passes its second and third readings and is ordered enrolled.

H. B. 613, a bill to equalize options for certain cities and towns. Passes its second and third readings and is ordered enrolled.

H. B. 631, a bill to provide for the licensing by the Department of Agriculture of livestock dealers. Senator Kincaid offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 640, a bill to amend Chapter 96 of the General Statutes, known as the Employment Security Law. Passes its second and third readings and is ordered enrolled.

H. B. 773, a bill to amend General Statute 62-260, motor carrier exemptions, by adding the State of North Carolina to the list of exemptions. Passes its second and third readings and is ordered enrolled.

H. B. 559, Senator Kirby moves that H. B. 559, a bill to amend General Statute 105-361 relating to the reporting of taxes due, be taken from the Committee on Finance and re-referred to a Judiciary Committee, which motion prevails. The President refers the bill to the Committee on Judiciary No. 2.

S. B. 603 and H. B. 580, upon motion of Senator Stallings, the rules are suspended and S. B. 603, a bill to revise and consolidate the charter of the town of Madison and to repeal prior charter acts, and H. B. 580, a bill to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments, are taken from the

Calendar for Thursday, April 12 and placed on the Calendar for Wednesday, April 11.

Upon motion of Senator Blanchard, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, April 11, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 418, an act to allow county commissioners to appoint their local health director to serve as county physician but not to require that he serve as county physician.

H. B. 504, an act to validate acts of assistant and deputy registers of deeds in failing to execute instruments in the name of the register of deeds.

H. B. 550, an act requiring notice before construction of improvement of any building or connection of any house trailer in Perquimans County.

H. B. 590, an act to amend Chapter 412 of the Session Laws of 1969 relating to the Reidsville Fireman's Supplemental Retirement Fund.

H. B. 579, an act providing four-year terms for the Board of Commissioners of Madison County.

H. B. 610, an act authorizing municipalities to use a corporate stamp which is a facsimile of its seal in lieu of an embossed corporate seal.

H. B. 613, an act to equalize options for certain cities and towns.

H. B. 640, an act to amend Chapter 96 of the General Statutes, known as the Employment Security Law.

H. B. 717, an act to ratify certain sewer system construction contracts of the town of Cary and to authorize payment of the costs of such contracts.

H. B. 727, an act authorizing the annexation of interior islands of territory by municipalities in Wake County and in certain other counties.

H. B. 773, an act to amend General Statutes 62-260, Motor Carrier Exemptions, by adding the State of North Carolina to the list of exemptions.

S. J. R. 594, a joint resolution proclaiming April 9-14, 1973, as Life Insurance Week in North Carolina.

S. J. R. 633, a joint resolution honoring the life, service and memory of Dr. H. Brooks James, Vice President of the Consolidated University of North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 537, a bill to amend Article 4C of Chapter 106 of the General Statutes, the Structural Pest Control Act, with a favorable report, as amended.

By Senator Alford, for the Committee on Education:

S. B. 699, a bill to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act, with a favorable report, as amended.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 477, a bill to amend the Workmen's Compensation Act relating to coverage of employers, with an unfavorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

H. B. 525, a bill to amend Chapter 909 of the 1971 Session Laws, in order to make clarifying and technical amendments to facilitate and expedite the award of State grants to units of government for construction and improvement of waste-water treatment works, waste-water collection systems and water supply systems, with a favorable report.

S. B. 693, a bill to authorize municipalities by ordinance to regulate the use of dune buggies in certain areas, with a favorable report, as amended.

S. B. 694, a bill to authorize counties by ordinance to regulate the use of dune buggies in certain areas, with a favorable report.

By Senator Rauch, for the Committee on State Government:

H. B. 498, a bill relating to administering the Local Governmental Employees' Retirement Act, with a favorable report. Upon motion of Senator Rauch, the bill is placed upon the Calendar for Wednesday, April 18.

H. B. 499, a bill revising benefits of the Local Governmental Employees' Retirement System, with a favorable report. Upon motion of Senator Rauch, the bill is placed upon the Calendar for Wednesday, April 18.

H. B. 497, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution

rate, with a favorable report. Upon motion of Senator Rauch, the bill is placed upon the Calendar for Wednesday, April 18.

H. B. 496, a bill relating to administering the Teachers' and State Employees' Retirement System, with a favorable report. Upon motion of Senator Rauch, the bill is placed upon the Calendar for Wednesday, April 18.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 720, by Senators Allen and Taylor, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., April 12, 1973. Upon motion of Senator Allen, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings. Upon motion of Senator Allen, the rules are suspended and the resolution is ordered sent to the House of Representatives by special messenger.

S. B. 721, by Senators Bahakel, Knox, Moore, and Mullins, a bill to provide that counties shall pay certain benefits for nursing home care. Referred to Committee on State Government.

S. B. 722, by Senator Moore, a bill to provide for resident superior court judges or other superior court judges to hold hearings concerning visitation rights in certain child custody cases. Referred to Committee on Courts and Judicial Districts.

S. J. R. 723, by Senators Allen and Royall, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State. Referred to Committee on Public Health.

Upon motion of Senator Williamson, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 724 by Senator Williamson, a bill relating to the tax collector of Columbus County. Referred to Committee on Local Government and Regional Affairs.

S. B. 725, by Senator Williamson, a bill to increase the salaries of county employees and officials in Columbus County. Referred to Committee on Local Government and Regional Affairs.

S. B. 726, by Senator Williamson, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

S. B. 727, by Senator Williamson, a bill conforming Chapter 101 of the 1973 Session Laws to the Local Government Budget and Fiscal Act. Referred to Committee on Local Government and Regional Affairs.

S. B. 728, by Senator Williamson, a bill to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and

County Police Force. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 729, by Senators Allsbrook and White, a joint resolution commemorating the 197th Anniversary of the Halifx Resolves. Upon motion of Senator Allsbrook, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings. Upon motion of Senator Allsbrook, the rules are suspended and the resolution is ordered sent to the House of Representatives by special messenger.

S. B. 730, by Senators Garrison, Stallings, Scott, White, Mills, Hardison, Deane, Lynwood Smith, Williamson, Godwin, Webster, Somers, Harrington, Rhyne, Kirby, Strickland, Kincaid, Poovey, Allsbrook, Folger, Knox, Royall, Henley, Rountree, Bob L. Barker, Sharpe, Raynor, Bahakel, Allen, and Rauch, a bill to establish a reserve fund to create an additional degree-granting School of Medicine within the University of North Carolina. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 22, a bill to provide for the appointment of receivers of the estates of armed forces personnel listed as prisoners of war or as missing in action. Referred to Committee on Judiciary No. 1.

H. B. 779, a bill to amend General Statute 106-225.3 relating to the sale of certain bakery products, so as to correct an error appearing therein. Referred to Committee on Judiciary No. 1.

H. B. 389, a bill to repeal General Statute 143-318.4(10) which provides an exception from the open meetings requirement for committees and subcommittees of the General Assembly. Referred to Committee on Rules and Operation of the Senate.

H. B. 769, a bill to exempt Buncombe County from the provisions of General Statute 47-17.1. Referred to Committee on Local Government and Regional Affairs.

H. B. 789, a bill to provide that the tax collector for Yadkin County shall be appointed by the Board of County Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 810, a bill to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Asheboro. Referred to Committee on Local Government and Regional Affairs.

H. B. 812, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte. Referred to Committee on Local Government and Regional Affairs.

H. B. 814, a bill to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 996, a joint resolution honoring the life and memory of W. Dennis Madry, former Democratic member of the General Assembly of North Carolina, who served his county and State with honor, devotion and distinction. Referred to Committee on State Policies.

H. J. R. 998, a joint resolution honoring the North Carolina Agricultural and Technical State University basketball team for winning their second straight Mid-Eastern Athletic Conference Tournament in Durham, North Carolina, March 10, 1973. Referred to Committee on State Policies.

H. J. R. 1006, a joint resolution honoring the life and memory of Dossey Battle Teague. Referred to Committee on State Policies.

H. J. R. 1007, a joint resolution honoring the memory of the Honorable Frank S. White, member of the General Assembly. Referred to Committee on State Policies.

S. B. 571, a bill to amend Chapter 163 of the General Statutes concerning oaths taken by voters and registrants, for concurrence in the House amendment. Upon motion of Senator Moore, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 580, a bill to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Webster, White, Wilkie — 44. The bill remains upon the Calendar.

S. B. 603, a bill to revise and consolidate the charter of the town of Madison and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Webster, White, Wilkie — 44. The bill remains upon the Calendar.

H. B. 438, Committee Substitute for H. B. 438, a bill to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement, upon third reading. The bill passes its third reading and is ordered enrolled.

Upon motion of Senator Allen, the following bills and resolutions are taken from the Calendar for Thursday, April 12, and placed on today's Calendar:

S. B. 461, S. J. R. 702, S. J. R. 697, H. B. 874, H. J. R. 925, H. J. R. 926, and H. J. R. 927.

S. J. R. 697, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina. The resolution passes its second reading. Upon objection of Senator Robert J. Barker to its third reading, the resolution remains upon the Calendar.

S. J. R. 702 , a joint resolution establishing a commission to study and evaluate the existing system of delivery of State health care for mental illness, mental retardation, alcoholism and related health problems and to recommend as improved system for the delivery of such care to meet the short and long term needs of the citizens of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 874, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina. Passes its second and third readings and is ordered enrolled.

H. J. R. 925, a joint resolution honoring the Guilford College basketball team and coaches for winning the 1973 National Association of Intercollegiate Athletics Basketball Championship in Kansas City, Missouri, on March 17, 1973. Passes its second and third readings and is ordered enrolled.

H. J. R. 926, a joint resolution honoring Col. Norman C. Gaddis, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost six years. Passes its second and third readings and is ordered enrolled.

H. J. R. 927, a joint resolution honoring Lieutenant Commander Eugene E. McDaniel, USN. Passes its second and third readings and is ordered enrolled.

S. B. 461, a bill to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina. Upon motion of Senator Kirby, consideration of the bill is postponed indefinitely.

CONFERENCE REPORT

H. B. 36, Committee Substitute for H. B. 36

Senator Kirby, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on H. B. 36, a bill to eliminate the welfare lien and claim in favor of the county, state, and federal governments, submits the following report: To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on Committee Substitute for House Bill 36, a bill to be entitled an act to eliminate the welfare lien and claim in favor of the county, state, and federal governments, wish to report as follows:

The Conference Committee agreed to recede from the Senate amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 11th day of April, 1973.

C. RUSSELL KIRBY (Chairman)
CHARLES B. DEANE, JR.
Conferees for the Senate

SNEED HIGH
JOY J. JOHNSON
HOWARD F. TWIGGS
Conferees for the House of Representatives

The following respectfully dissents:

MICHAEL P. MULLINS

The Conference Report fails of adoption. Senator Bob L. Barker moves that the Conferees be discharged and that new Conferees be appointed, which motion prevails. The President appoints as new Conferees Senators Mills, Webster, and Britt, and a message is ordered sent to the House of Representatives informing that Honorable Body of the Senate's action in this matter.

Upon motion of Senator Coleman, the Senate adjourns to meet tomorrow at 2:30 P.M.

SIXTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, April 12, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators White, Allsbrook, Knox, Royall and Hughes for today, to Senator Crawford for Friday, April 13 and to Senator Moore for Monday, April 16.

S. J. R. 720, a joint resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at 3:00 P.M., April 12, 1973. The President appoints Senators Henley and Taylor to greet and escort the Governor to the Joint Session today in the Hall of the House of Representatives.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 382, an act to provide supplemental retirement funds for firemen in the city of Salisbury and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Salisbury.

S. B. 385, an act to repeal Chapter 310 of the 1943 Session Laws separating the county jailer from the jurisdiction of the sheriff's office.

S. B. 424, an act to amend Chapter 134, Session Laws of 1957, to provide for the election and terms of office of the Board of Trustees of the Sanford Graded School District so as to conform the date of election to the regular municipal elections in the town of Sanford.

S. B. 462, an act amending Chapter 73, Senate Bill 185 of the 1971 Session of the General Assembly of North Carolina, providing for an amendment in the town boundary limits of the town of Mint Hill, to correct survey errors in the original boundary.

S. B. 467, an act to increase the compensation of the chairman and members of the Board of Commissioners of Bertie County.

S. B. 470, an act to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment and construction contracts by the city of High Point.

S. B. 485, an act to bring Gaston County under the provisions of General Statute 15-12 relating to unclaimed bicycles and other personal property.

S. B. 486, an act to make General Statute 20-162.2 relating to removal of unauthorized vehicles from private lots applicable to Gaston County.

S. B. 571, an act to amend Chapter 163 of the General Statutes concerning oaths taken by voters and registrants.

H. B. 438, an act to amend General Statute 18A-17(14) to authorize additional ABC funds for law enforcement.

H. B. 874, an act to empower a trustee of a trust in the State of North Carolina to appoint an ancillary trustee to take title to property in a state or states other than the State of North Carolina.

S. J. R. 720, a joint resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at 3:00 P.M., April 12, 1973.

H. J. R. 925, a joint resolution honoring the Guilford College basketball team and coaches for winning the 1973 National Association of Intercollegiate Athletics Basketball Championship in Kansas City, Missouri, on March 17, 1973.

H. J. R. 926, a joint resolution honoring Col. Norman Gaddis, United States Air Force pilot, upon his release as a POW in North Vietnam where he was held in captivity for almost six years.

H. J. R. 927, a joint resolution honoring Lieutenant Commander Eugene E. McDaniel, USN.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Godwin, for the Committee on Banking:

S. B. 320, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971, with a favorable report.

S. B. 447, a bill to amend the North Carolina Consumer Finance Act, with a favorable report, as amended. Upon motion of Senator Godwin, the bill is placed on the Calendar for Wednesday, April 18.

S. B. 472, a bill to permit filing of securities by issue and the establishment and use of a securities clearing corporation, with a favorable report, as amended.

H. B. 433, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971, with a favorable report.

By Senator Knox (sent forward by Senator Godwin), for the Committee on Courts and Judicial Districts:

S. B. 688, a bill to amend General Statute 7A-11 concerning the appointment of the Clerk of the Supreme Court, with a favorable report.

S. B. 700, a bill to amend General Statute 7A-133 to increase by one the maximum number of magistrates authorized for Lenoir County, with a favorable report. Upon motion of Senator Godwin, the bill is referred to the Committee on Appropriations.

S. B. 709, a bill to amend General Statute 41-2.1(b) (4) to make its provisions consistent with General Statute 28-68, with a favorable report.

H. B. 491, a bill to amend General Statute 7A-100 to provide for an acting Clerk of Superior Court when the Clerk dies, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 518, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued, with a favorable report, as amended.

S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery, with a favorable report.

H. B. 343, a bill to amend the Machinery Act to require that when one taxing unit collects taxes for another, the ten percent collection fee shall be paid into the general fund of the collecting unit, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 33, Committee Substitute for H. B. 33, a bill to provide for the automatic restoration of citizenship with a favorable report. Upon motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Wednesday, April 18.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend General Statute 14-72 to make the theft of any firearm a felony, with a favorable report.

H. B. 634, a bill to amend the charter of the city of Greensboro as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended; and to exempt the city of Greensboro from provisions of general statutes relating to the recordation of certain ordinances in the office of the register of deeds, with a favorable report.

H. B. 668, a bill to place Wilkes County under the general law regarding bail bondsmen and runners, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 471, a bill amending General Statute 1-42.2(d) dealing with oil, gas and mineral interests, so as to make it applicable to Cherokee, Clay, Graham, Henderson, and Macon Counties, with a favorable report.

S. B. 508, a bill to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts, with a favorable report, as amended.

S. B. 509, a bill to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education, with a favorable report.

S. B. 517, a bill to validate the private sale of certain real property formerly owned by the town of Kenansville ABC Board, with a favorable report.

S. B. 525, a bill to revise and consolidate the charter of the city of Raeford, with a favorable report, as amended.

S. B. 526, a bill to include Forsyth County within the provisions of General Statute 47-17.1 regarding designating draftsmen on documents filed in the register of deeds' office, with a favorable report.

S. B. 544, a bill providing authority for the County Board of Commissioners of Cumberland County to appoint an ex-officio member and officer to county boards, commissions, and agencies where local laws designate county treasurer, with a favorable report.

S. B. 546, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an airport commission vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers set out in Chapter 63 of the General Statutes of North Carolina, with a favorable report.

S. B. 563, a bill to amend Chapter 455 of the Session Laws of 1947 to provide for the election of Elkin City School Administrative Unit Board of Education, with a favorable report.

S. B. 564, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte, with a favorable report.

S. B. 574, a bill to amend General Statute 157A-2 relating to the appointment of a Historic Properties Commission by the city of Charlotte and the county of Mecklenburg, with a favorable report.

S. B. 604, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to canvassing of city elections, with a favorable report.

S. B. 616, a bill to conform the terms of certain municipal officers to the municipal election procedures of Chapter 163 of the General Statutes, with a favorable report.

S. B. 660, a bill to fix the salaries of the Chairman and members of the Alexander County Board of Education, with a favorable report.

S. B. 585, a bill to authorize counties and municipalities to create joint special police units to assist each other in the enforcement of the criminal laws with a favorable report, as amended.

H. B. 390, a bill to rewrite Atricle 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, with a favorable report, as amended.

H. B. 695, a bill to incorporate the Haw River Sanitary District into a municipality to be known as the town of Haw River, with a favorable report.

H. B. 698, a bill authorizing the creation of the Wilmington Transit Authority, with a favorable report.

H. B. 444, a bill to provide a supplemental retirement fund for firemen in the city of Lincolnton and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Lincolnton, with a favorable report.

H. B. 551, a bill to amend Section 2, Chapter 858, 1967 Session Laws to permit hunting with pistols in Henderson County purusant to General Statute 113-104, with a favorable report.

H. B. 603, a bill permitting the Salisbury City Board of Education to sell or convey certain surplus real property owned by it to the Rowan County Vocational Workshop, Inc., with a favorable report.

H. B. 646, a bill to amend General Statute 14-197 by deleting the reference to Stanly County contained therein, with a favorable report.

H. B. 653, a bill to increase the number of members of the Civil Service Board for the city of Statesville from three to five, with a favorable report.

H. B. 654, a bill to extend the term of office of the Iredell County Register of Deeds to four years, with a favorable report.

H. B. 658, a bill to amend Chapter 408 of the Session Laws of 1971 relating to the Kannapolis firemen's supplemental retirement fund, with a favorable report.

H. B. 661, a bill to amend General Statute 115-29 to provide additional compensation for the Chairman and members of the Davie County Board of Education, with a favorable report.

H. B. 663, a bill providing for the transfer of the public library of Charlotte and Mecklenburg County, with a favorable report.

H. B. 707, a bill to repeal Chapter 81 of the Private Laws of 1883 and to provide for municipal elections in the town of Enochsville, with a favorable report.

H. B. 703, a bill to provide for the nomination and election of the members of the Board of Education of Carteret County amending Chapter 625 of the Session Laws of 1967, with a favorable report.

H. B. 705, a bill to provide for the annexation and consolidation of Morganton and Glen Alpine, upon a vote of the people therein, with a favorable report.

H. B. 691, a bill to amend Chapter 72 of the Session Laws of North Carolina for the year 1969, as amended, revising the description of the corporate limits of Whispering Pines to show correction of an error to show areas annexed, and to show exclusion of property formerly included by mistake, with a favorable report.

H. B. 693, a bill to amend the charter of the town of Boonville to regulate the presentation of claims, with a favorable report.

S. B. 673, a bill to authorize the establishment of the Roxboro-Person charter commission and provide for a referendum on the consolidation of the governments of the city of Roxboro and Person County, with a favorable report.

H. B. 676, a bill concerning faithful performance bonds required of county electrical inspectors, with a favorable report, as amended.

H. B. 677, a bill to establish the limits of authority of the county manager, with a favorable report.

H. B. 680, a bill to amend Chapter 168 of the Public-Local Laws of 1939, as amended, relating to the Raleigh-Durham Airport and authorizing agreements between the Raleigh-Durham Airport Authority and the Counties of Wake and Durham providing for the levy of taxes to secure the payment of revenue bonds issued by the Raleigh-Durham Airport Authority, with a favorable report.

By Senator Royall, for the Committee on Public Health and Resources:

S. B. 343, a bill to provide information, advice, services and supplies to minors, where appropriate, without parental consent, with a favorable report, as amended. Upon motion of Senator Taylor, the bill is placed on the Calendar for Tuesday, April 17.

H. B. 659, a bill to make the requirement of an annual health physical for barbers optional, with a favorable report.

By Senator Garrison, for the Committee on State Policies:

H. J. R. 865, a joint resolution honoring the life and memory of Robert James Hester, Jr., former legislator, with a favorable report.

H. J. R. 873, a joint resolution honoring the 1972-73 basketball team of Fayetteville State University, with a favorable report.

H. J. R. 996, a joint resolution honoring the life and memory of W. Dennis Madry, former Democratic member of the General Assembly of North Carolina, who served his county and State with honor, devotion and distinction, with a favorable report.

H. J. R. 998, a joint resolution honoring the North Carolina Agricultural and Technical State University basketball team for winning their second straight Mid-Eastern Athletic Conference Tournament in Durham, North Carolina, March 10, 1973, with a favorable report.

H. J. R. 1006, a joint resolution honoring the life and memory of Dorsey Battle Teague, with a favorable report.

H. J. R. 1007, a joint resolution honoring the memory of the Honorable Frank S. White, member of the General Assembly, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 731, by Senators Sharpe and Wilkie, a bill to prevent the accumulation of beverage containers as solid waste by providing for the redemption thereof. Referred to Committee on State Policies.

S. B. 732, by Senator Strickland, a bill to permit taxing counties to choose methods of distributing local sales and use taxes on an annual basis. Referred to Committee on Finance.

S. B. 733, by Senator Moore, a bill to make uniform the procedure for employment and dismissal of executive secretaries of county boards of elections. Referred to Committee on Election Laws.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 36, Committee Substitute for H. B. 36

HOUSE OF REPRESENTATIVES,
April 12, 1973.

Mr. President:

Prusuant to the message from your Honorable Body with the information that the Senate failed to adopt the Conference Report on Committee Substitute for House Bill 36, "a bill to be entitled an act to eliminate the welfare lien and claim in favor of the county, state, and federal governments," the Speaker has appointed second conferees on the part of the House of Representatives as follows: Representatives Johnson of Robeson, Twiggs and High, to act with a like Committee on the part of the Senate to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
S. J. R. 720 April 11, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. J. R. 720, "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., April 12, 1973", the Speaker has appointed the following members of the House of Representatives to serve with a like Committee of the Senate to invite, greet and escort the Governor to the Joint Session: Representatives Greene, Warlick and Watkins.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
S. J. R. 720 April 12, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. J. R. 720, "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 3:00 P.M., April 12, 1973", the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Allen, the Senate recesses to meet in Joint Session in the House of Representatives for the purpose of receiving a message from the Governor, and upon his motion, at the dissolution of the Joint Session, the Senate will return to its Chamber to resume business.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The President recognizes Senator Henley, who presents His Excellency Governor James E. Holshouser, Jr., who delivers the following address:

"One of the most serious problems facing our State is the delivery of medical care.

"It is a very human problem. It is a very familiar problem. It nags at all of us because it affects our people's most priceless possessions — their lives and their health.

"Far too many of our citizens — particularly in rural areas — are unable to get the medical care they need simply because it is not available to them within a reasonable distance.

"It is a problem that has reached critical proportions in some areas of North Carolina. And it is a problem that will only get worse — not better — unless we recognize it and move to meet it.

"There is no need for me to go into great detail documenting this problem or the urgent need for solutions. You know the statistics. You have seen the problem firsthand.

"You know that in many of our rural counties in all parts of the State, the ratio of patients to physician is several times greater than that generally acceptable for each doctor.

"You know, too, that the problem will get worse because in many of these rural counties and communities, the doctors are preparing to retire and replacements are not available.

"Statistics in 1970, for example, showed that there was one doctor in Clay County for its 5,180 citizens — and he was over 65 years old. The ratio of patients to physician was 2,286 to one in Madison County, 4,890 to one in Jones County, 5,571 to one in Hyde County, 8,351 to one in Perquimans County, and so on.

"We have studied the problem from many directions. We have examined new types of medical personnel to augment our supply of doctors — physician's assistants or para-medics, family nursing practitioners and the like.

"We have looked at this problem from the standpoint of training more doctors. We can argue endlessly on the expansion of the University of North Carolina Medical School versus the East Carolina University Medical School.

"Yet even if we tripled the number of doctors tomorrow, the problem would still be with us. It is not simply a question of getting more doctors; it is a question of encouraging distribution of doctors and other medical personnel so that all our citizens can be assured of modern, adequate care.

"The problem of uneven distribution of medical care is not unique to North Carolina, nor is it confined to the United States. The doctor shortage in rural areas is a worldwide problem.

"It is one of the unhappy ironies of our times that while new medical miracles are being achieved almost every day, our rural and small town residents cannot count on the kind of day-to-day medical attention that their parents, even their grandparents, received.

"The reasons for the shortage of doctors in rural areas and small towns are many and complex. But we must accept the fact that the day of the country doctor who was willing to work alone, day and night, is gone.

"We must realize that we cannot expect a doctor to move in and set up practice in every one of our small communities.

"Therefore, we must develop other ways to organize and distribute medical services.

"We must develop a program, or programs, that will reach all the people. Whether it's the farmer, the low-income family in the city or the average citizen in a small town, we must place medical care within his reach.

"Finally, we must recognize the fact that because it is a complicated problem with many facets, there is no single simple solution waiting around the corner.

"I have listened to many of you on this subject — and I have listened to the people.

"We all agree that the problem is reaching crises proportions. Therefore, we cannot be satisfied to try one thing and see if it works. We must attack this problem from as many different sides as we can.

"Today, I would like to propose to you a broad, comprehensive program. It is not a cure-all. But it is a program that will provide us with positive, firm steps that we can take *now* toward our ultimate objectives.

"First, we will establish a network of primary medical care clinics across our State.

"New kinds of health care personnel are being trained to help extend medical services. These include the family nurse practitioners and the physicians' assistants and associates.

"In several places in the State, specially trained family nurse practitioners have been working in rural clinics with the supervision and back-up of physicians and hospitals in nearby towns and cities.

"Real success stories are being told by rural primary health care clinics of this type in such places as Madison County and the Walstonburg community in Greene County.

"The medical experts tell us that family nurse practitioners can do a very high percentage of the clinic work, so long as they have this supervision and backup support. Through these centers, the means also can be worked out so that the people can get to a doctor quickly and easily when an emergency or serious problem arises.

"These primary care centers are working because they have the support of the community. In Walstonburg and Madison County, the people did most of the work to obtain the necessary facilities and personnel. These experimental clinics were established through federal grants.

"A second part of the program involves Area Health Education Centers. This is proving to be another valuable tool.

"Under a five-year, eight and half-million-dollar federal contract, an Area Health Education System is being developed throughout the State.

"At present, there are five such centers in operation. They are in Wilmington, Charlotte, Raleigh, a combination of four hospitals in Roanoke Rapids, Rocky Mount, Tarboro and Wilson, and another developing in Asheville.

"Under this program, the University Medical Center works with the local hospitals in training health workers of various kinds at the community level. These centers, in turn, can be expected to train and attract more health professionals into their areas.

"This program has several exciting facets.

"For one thing it gives medical students from the large medical center experience in the field, on the front line of primary care medicine. In a number

of instances, students have already decided to settle in the communities where they received this experience.

"But the AHEC program's reach doesn't end at the point of the city hospitals. It extends from there out into the smaller communities and rural areas, usually covering six to nine counties.

"Training programs are now being developed by the doctors, nurses and hospital administrators in these centers to staff satellite clinics in their regions.

"Thus we have an ever-widening circle. At the center is the Area Health Education Center, linked on one side with the major medical center and tied at the other to satellite clinics providing primary care to the people in the rural communities and on the farms.

"We expect this program to utilize the resources of all our medical schools — public and private. We can visualize it moving simultaneously in two ways: one, a further expansion of the Area Health Education Center system, spawning its own satellite clinics; and two, the local community development of primary care clinics which are then linked to a nearby hospital.

"In each case, family nurse practitioners or similar para-medical personnel would be recruited — primarily in their own communities — trained and put to work.

"Both the rural health clinic program and the Area Health Education Center program are pilot projects funded on an experimental basis by the federal government.

"With our help, these efforts can be expanded to provide medical care for all North Carolinians. The time is at hand for the State of North Carolina to take specific action to drive them forward.

"The rural communities are looking to us for help. The regional clinic concept requires the active participation and initiative of local citizens. By assisting them in the organization and financing of increasing numbers of primary care clinics, we can move firmly in the direction of providing our rural and small-town citizens with better medical care.

"This means someone must take the active role and responsibility. I propose that we establish a new office within the Department of Human Resources to begin this effort to expand these programs.

"This new office would be charged with putting into operation 15 rural clinics within the next two years. To accomplish this, we estimate that it will cost less than a half million dollars in the first year and a little over one million dollars in the second year.

"These funds would provide for a special assistant to the Secretary of Human Resources and a small supportive staff. They would pay for technical assistance in development of rural health systems, community organization and facility planning. Five rural health clinics would be established the first year and 10 the second year. Other funds would be used to provide training grants for 15 family nurse practitioners in the first year and 30 in the second year.

"If other funds should become available, these goals may be expanded.

"There are other programs that we should encourage and support if we are to do the job.

"One is the Medical Care Commission's Incentive Loan Program, designed to interest more young people to go into health careers and to practice in North Carolina. This has proven to be successful, even with very modest funding. Seventy-seven physicians graduating under the program are practicing or have completed practices of one to four years in our rural communities. All told, the medical care situation in 83 communities and 57 counties has benefited from this program.

"We also should strengthen our chances that students selected to receive these loans or grants will fulfill their commitments and are genuinely interested in staying in North Carolina. This can be accomplished by a more in-depth student survey system to measure the depth of their commitment to North Carolina.

"This same concept should be expanded from the student to the resident and graduate physician. Legislation now before you calls for a pilot program to provide direct grants to medical school graduates who agree to practice in medically deprived areas of this State. This legislation asks for a modest appropriation. I urge your support of it.

"I also ask that you give your support to the continuation of grants to private medical schools.

"In addition to these programs, we must do more to encourage our medical schools — both public and private — to emphasize training in the primary care areas of medicine — the family practitioners, internists and pediatricians.

"I understand that a member of the Senate has already prepared specific legislation proposing incentive payments of State funds to the medical schools for their training programs in this specific area. This plan merits your careful consideration.

"I mentioned earlier that the shortage of medical care in rural areas and small communities is complex. The program I have outlined in brief deals with a major part of the problem. But it does not touch all the complexities, many of which stem from human nature and the development of modern society.

"We must admit the fact that doctors and their families want to live where they will have access to first-class educational and cultural programs.

"We can make it possible for every child in North Carolina to have a quality education. We can take music, art and other forms of culture to every corner of our State.

"And now, allow me to return for just a moment to the program I have discussed. You have noticed, I am sure, that I have not talked about a lot of money.

"What I have talked about is a program that will bring together many components, many people, and various levels of responsibility into a statewide plan.

"By moving the medical education process into regional efforts, we will open new horizons to all parts of the State.

"By establishing a new office in the Human Resources Department, we will see these health services directed to the places where the greatest need exists.

"With local community involvement, State coordination and by utilizing available federal funds, we will make the best use of all the resources at our command.

"These programs already have strong support from leaders of the medical profession in our State. Dr. Jacob Koomen, our State Health Director, and his staff helped to develop the program. All of the medical schools in the State are already involved in the Area Health Education Center program.

"This program did not develop overnight. It will not be solved overnight.

"But we must begin."

Upon motion of Senator Allen, the Joint Session is dissolved, and the Senate returns to its Chamber.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 788, a bill to provide staggered terms for the Yadkin County Board of Commissioners. Referred to Committee on Local Government and Regional Affairs.

H. B. 759, a bill to extend the corporate limits of the town of Robersonville. Referred to Committee on Local Government and Regional Affairs.

H. B. 768, a bill relating to compensation of Buncombe County Board of Education members. Referred to Committee on Local Government and Regional Affairs.

H. B. 581, a bill to amend General Statute 18A-17(14) to authorize the New Hanover County ABC Board to expend up to 15% of the total profits for law enforcement. Referred to Committee on Local Government and Regional Affairs.

H. B. 704, a bill to amend Chapter 874 of the Session Laws of 1947 relating to the distribution of profits from ABC stores in Carteret County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 603, a bill to revise and consolidate the charter of the town of Madison and to repeal prior charter acts, upon third reading. Senator Webster offers an amendment, held not to be material, which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Robert J.

Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, Williamson — 36. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 580, a bill to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments, upon third reading. The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, Williamson — 36. The bill is ordered enrolled.

H. B. 612, a bill to prohibit the practice of phrenology, palmistry, fortune-telling or clairvoyance in Henderson County, upon third reading. The bill passes its third reading and is ordered enrolled.

S. B. 663, a bill relating to the requirement of fees and the State Board of Cosmetic Art Examiners, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, Williamson — 36. The bill remains on the Calendar.

H. B. 479, a bill to exempt certain chain stores from city license taxes, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, Williamson — 36. The bill remains on the Calendar.

S. J. R. 697, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina, upon third reading. The resolution passes its third reading and is ordered sent to the House of Representatives.

S. B. 356, a bill to amend Rule 65 of the Rules of Civil Procedure to require security by the State and local governments when seeking temporary restraining orders or preliminary injunctions and to allow liability thereon. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way.

Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, April 17.

H. B. 495, a bill to amend General Statute 55A-20 with regard to the directors of non-profit corporations. Passes its second and third readings and is ordered enrolled.

H. B. 511, a bill to prohibit the accumulation of Powell Bill Funds. The bill passes its second reading. Upon objection of Senator Robert J. Barker to its third reading, the bill remains on the Calendar. Senator Robert J. Barker withdraws his objection to the third reading of the bill. The bill passes its third reading and is ordered enrolled.

H. B. 669, a bill to correct erroneous internal references in Article 4 of Chapter 165 of the General Statutes relating to veterans scholarship benefits. Passes its second and third readings and is ordered enrolled.

H. J. R. 955, a joint resolution honoring the Honorable Frank W. Hanft on the occasion of his retirement from the General Statutes Commission. Passes its second and third readings and is ordered enrolled.

S. B. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, for concurrence in the House amendments. Upon motion of Senator McNeill Smith, the Senate concurs in all the House amendments except an amendment offered by Representative Miller. A message is ordered sent to the House of Representatives advising the Body of the Senate's action in this matter, and requesting conferees to resolve the differences arising between the two Bodies.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 10:00 A.M.

SIXTY-EIGHTH DAY

SENATE CHAMBER,
Friday, April 13, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bahakel, Folger, Kirby, and Gudger for today, and to Senator Blanchard for Monday, April 16.

The President recognizes the following pages for their services this week: Kimberly Lynn Anderson, Moravian Falls; Ziad D. Rabie, Charlotte; Susan Sutton, Wallace; Mark Bonner, Durham; Joy Beth Cayton, Farmville; Harold Lee Gillis, Jr., Raeford; J. Henry Falkner, Henderson; Barbara A. Buchanan, Morganton; Darrell Hugh Moore, Morganton; Andrew Phillips, Charlotte; Pamela Lou Edmondson, Bethel; John Radford, Jr., Selma; Martha Lisa Askew,

Gatesville; Elizabeth K. Plyler, Gatesville; Jim Mason, Laurinburg; Holly Lee Harris, Sanford; Susan L. Lloyd, Erwin; Eugene M. Carr III, Asheville; Marcia Nahikian, Asheville; Kathy Woodburn, Raleigh; Deborah D. Talley, Yadkinville; Kimberly F. Sink, Lexington; Fairye Annelle Greene, Linwood; Jeffrey L. Herrington, Plymouth; Thomas Scott Holmes, Raleigh.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

H. B. 23, a bill to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement, with a favorable report, as amended.

H. B. 506, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 812, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina, providing for the organization and reorganization of city government as it relates to the city of Charlotte, with a favorable report. Upon motion of Senator Stallings, the bill is placed upon the Calendar for Monday, April 16.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 734, by Senator Staton, a bill to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of waste-water treatment works from funds heretofore approved by the General Assembly and a vote of the people. Referred to Committee on Natural and Economic Resources.

S. B. 735, by Senators Poovey and Sharpe, a bill to establish a licensing board for educational personnel. Referred to Committee on Education.

S. B. 736, by Senator Knox, a bill to amend General Statute 115-159.1 as it relates to the salary of a teacher injured during an episode of violence. Referred to Committee on Education.

S. B. 737, by Senator Knox, a bill rewriting General Statute 135-8(b) (5) relating to monthly contributions to the Retirement System by members who are on leaves of absence. Referred to Committee on Education.

S. B. 738, by Senator Scott, a bill to appropriate one million dollars to the Department of Natural and Economic Resources so as to increase State aid for airports. Referred to Committee on Appropriations.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special messages from the House of Representatives are received:

S. B. 86

HOUSE OF REPRESENTATIVES,
April 13, 1973.

Mr. President:

Pursuant to the message from your Honorable Body with the information that the Senate failed to concur in House Amendment No. 1 (by Representative Miller) to Senate Bill No. 86, "a bill to be entitled an act pertaining to mandatory license revocation of driving privilege for failing to submit to breath test," the Speaker has appointed as conferees on the part of the House, Representatives Miller, Farmer and Eagles, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Mills moves that the President appoint a conference committee of three members, which motion prevails. The President appoints as conferees on the part of the Senate, Senators McNeill Smith, Strickland, and Godwin.

H. B. 36, Committee Substitute for H. B. 36

HOUSE OF REPRESENTATIVES,
April 12, 1973

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report No. 2 of the conferees on Committee Substitute for House Bill 36, "a bill to be entitled an act to eliminate the welfare lien and claim in favor of the county, state and federal governments," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 36, Committee Substitute for H. B. 36

Senator Britt, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on Committee Substitute for H. B. 36, a bill to eliminate the welfare lien and claim in favor of the county, state, and federal governments, submits the following report: To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on Committee Substitute for House Bill 36, "a bill to be entitled an act to eliminate the welfare lien and claim in favor of the county, state, and federal governments," wish to report as follows:

The Conference Committee agreed to recede from the House position and to accept the Senate amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 12th day of April, 1973.

LUTHER J. BRITT, JR.
WESLEY D. WEBSTER
W. D. MILLS
Conferees for the Senate

SNEED HIGH
JOY J. JOHNSON
HOWARD F. TWIGGS
Conferees for the House of Representatives

Upon motion of Senator Britt, the Conference Report No. 2 is adopted, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 701, a bill to incorporate the town of Pine Knoll Shores in Carteret County subject to an election. Referred to Committee on Local Government and Regional Affairs.

H. B. 761, a bill to provide for the nomination and election of the Jones County Board of Education in partisan elections. Referred to Committee on Local Government and Regional Affairs.

H. B. 775, Committee Substitute for H. B. 775, a bill to amend the Charter of the town of Nashville in the County of Nash relating to the election of local officials. Referred to Committee on Local Government and Regional Affairs.

H. B. 800, Committee Substitute for H. B. 800, a bill to repeal Chapter 75 of the Public-Local Laws of 1937, Chapter 139 of the Session Laws of 1955, and to establish a board of equalization and review in Catawba County. Referred to Committee on Local Government and Regional Affairs.

H. B. 802, a bill to amend Chapter 456 of the 1953 Session Laws relating to Tyrrell County and the town of Columbia, ABC store profits. Referred to Committee on Local Government and Regional Affairs.

H. B. 860, a bill to amend the charter of the town of Cary to provide for compensation of officers according to general law. Referred to Committee on Local Government and Regional Affairs.

H. B. 862, a bill to repeal Chapter 177 of the 1949 Session Laws prohibiting Sunday motor vehicle races in Wake County. Referred to Committee on Local Government and Regional Affairs.

H. B. 891, Committee Substitute for H. B. 891, a bill to provide for an election on the question of the non-partisan election of the Rutherford County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 922, a bill to increase the number of trustees of Rex Hospital. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 663, a bill relating to the requirement of fees and the State Board of Cosmetic Art Examiners, upon third reading. The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill is ordered sent to the House of Representatives.

H. B. 479, a bill to exempt certain chain stores from city license taxes, upon third reading. The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill is ordered enrolled.

H. B. 525, a bill to amend Chapter 909 of the 1971 Session Laws, in order to make clarifying and technical amendments to facilitate and expedite the award of State grants to units of government for construction and improvement of waste-water treatment works, waste-water collection systems and water supply systems, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. Upon motion of Senator Moore, the bill is placed upon the Calendar for Tuesday, April 17.

S. B. 537, a bill to amend Article 4C of Chapter 106 of the General Statutes, the Structural Pest Control Act. Upon motion of Senator Kincaid, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Bob L. Barker to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 693, a bill to authorize municipalities by ordinance to regulate the use of dune buggies in certain areas. Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, April 17.

S. B. 694, a bill to authorize counties by ordinance to regulate the use of dune buggies in certain areas. Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, April 17.

S. B. 699, a bill to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act. Upon motion of Senator Saunders, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Moore to its third reading, the bill, as amended, remains upon the Calendar. Upon motion of Senator Alford, the bill, as amended, is placed upon the Calendar for Thursday, April 19.

Upon motion of Senator Allen, the rules are suspended and the following bills are taken from the Calendar for Monday, April 16, and placed upon the Calendar for today: S. B. 508, S. B. 525, S. B. 546, H. B. 634, H. B. 680, H. B. 691, H. B. 693, H. B. 695, H. B. 698, H. B. 705, and H. B. 707.

S. B. 508, a bill to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts, upon second reading. The Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill, as amended, remains upon the Calendar.

S. B. 525, a bill to revise and consolidate the charter of the city of Raeford, upon second reading. The Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill, as amended, remains upon the Calendar.

S. B. 546, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an airport commission vested with the power of eminent domain and the power to issue bonds or other securities of obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon second reading. Upon motion of Senator Williamson, the bill is recommitted to the Committee on Local Government and Regional Affairs.

H. B. 634, a bill to amend the charter of the city of Greensboro as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended; and to exempt city of Greensboro from provisions of General Statutes relating to the recordation of certain ordinances in the office of the register of deeds, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard,

Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 680, a bill to amend Chapter 168 of the Public-Local Laws of 1939, as amended, relating to the Raleigh-Durham Airport and authorizing agreements between the Raleigh-Durham Airport Authority and the Counties of Wake and Durham providing for the levy of taxes to secure the payment of revenue bonds issued by the Raleigh-Durham Airport Authority, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 691, a bill to amend Chapter 72 of the Session Laws of North Carolina for the year 1969, as amended, revising the description of the corporate limits of Whispering Pines to show correction of an error to show areas annexed, and to show exclusion of property formerly included by mistake, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 693, a bill to amend the charter of the town of Boonville to regulate the presentation of claims, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 695, a bill to incorporate the Haw River Sanitary District into a municipality to be known as the town of Haw River, upon second reading. Senator Stallings offers an amendment held not to be material which is adopted. Senator Stallings offers a second amendment held not to be material which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill

Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill, as amended, remains upon the Calendar.

H. B. 698, a bill authorizing the creation of the Wilmington Transit Authority, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 705, a bill to provide for the annexation and consolidation of Morganton and Glen Alpine, upon a vote of the people therein, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

H. B. 707, a bill to repeal Chapter 81 of the Private Laws of 1883 and to provide for municipal elections in the town of Enochsville, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains upon the Calendar.

Upon motion of Senator Royall, the rules are suspended and the following bills are taken from the Calendar for Monday, April 16, and placed upon the Calendar for today: S. B. 471, S. B. 509, S. B. 517, S. B. 526, S. B. 544, S. B. 563, S. B. 564, S. B. 574, S. B. 604, S. B. 660, and S. B. 673.

S. B. 471, a bill amending General Statute 1-42.2(d) dealing with oil, gas and mineral interests so as to make it applicable to Cherokee, Clay, Graham, Henderson, and Macon Counties. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 509, a bill to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education. Upon motion of Senator Britt, consideration of the bill is postponed until Friday, April 20.

S. B. 517, a bill to validate the private sale of certain real property formerly owned by the town of Kenansville ABC Board. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 526, a bill to include Forsyth County within the provisions of General Statute 47-17.1 regarding designating draftsmen on documents filed in the

register of deeds office. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 544, a bill providing authority for the County Board of Commissioners of Cumberland County to appoint an ex-officio member and officer to county boards, commissions and agencies where local laws designate county treasurer. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 563, a bill to amend Chapter 455 of the Session Laws of 1947 to provide for the election of the Elkin City School Administrative Unit Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 564, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina, providing for the organization and reorganization of city government as it relates to the city of Charlotte. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 574, a bill to amend General Statute 157A-2 relating to the appointment of a Historic Properties Commission by the city of Charlotte and the county of Mecklenburg. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 604, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to canvassing of city elections. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 660, a bill to fix the salaries of the chairman and members of the Alexander County Board of Education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 673, a bill to authorize the establishment of the Roxboro-Person Charter Commission and provide for a referendum on the consolidation of the governments of the city of Roxboro and Person County. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Garrison, the rules are suspended and H. B. 646 is taken from the Calendar for Monday, April 16, and placed upon today's Calendar.

H. B. 646, a bill to amend General Statute 14-197 by deleting the reference to Stanly County contained therein. Senator Wilkie offers an amendment. Upon motion of Senator Garrison, consideration of the bill is postponed until Tuesday, April 17.

Upon motion of Senator Henley, the Senate adjourns to meet on Monday at 8:00 P.M.

SIXTY-NINTH DAY

SENATE CHAMBER,
Monday, April 16, 1973.

The Senate meets purusant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe Zimmerman, Pastor of Fellowship Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Godwin, White, Harrington, Hardison and Rauch for tonight.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:07 P.M. and sent to the office of the Secretary of State:

S. B. 404, an act to create wards in the town of Plymouth.

S. B. 452, an act to provide for voluntary annexation by the town of Kure Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Kure Beach.

S. B. 421, an act to ratify, approve, confirm and validate all proceedings taken by the City Council of the City of Bessemer City in connection with the authorization of $900,000 sanitary sewer bonds of said city and the calling and holding of an election thereon.

S. B. 460, an act to amend General Statute 160-A-226 to authorize the city of Salisbury to assess the cost of extending water and sewer lines against property to be benefited by such lines and on an average cost basis.

H. B. 416, an act to amend General Statute 20-11(b) to provide for learner's permit at age 15.

H. B. 495, an act to amend General Statute 55A-20 with regard to the directors of non-profit corporations.

H. B. 511, an act to prohibit the accumulation of Powell Bill Funds.

H. B. 580, an act to amend the charter of the city of Wilmington to increase interest rate on assessments and water and sewer connections when paid by installments.

H. B. 612, an act to prohibit the practice of phrenology, palmistry, fortune-telling or clairvoyance in Henderson County.

H. B. 631, an act to provide for the licensing by the Department of Agriculture of livestock dealers.

H. B. 669, an act to correct erroneous internal references in Article 4 of Chapter 165 of the General Statutes relating to veterans scholarship benefits.

H. J. R. 955, a joint resolution honoring the Honorable Frank W. Hanft on the occasion of his retirement from the General Statutes Commission.

S. B. 351, an act to amend General Statute 105-333(14) to exclude cable television companies from the definition of the term "public service company".

S. B. 371, an act amending Article 9 of Chapter 54 of the General Statutes relating to credit unions.

S. B. 489, an act entering into and enacting the Southern Growth Policies Agreement.

S. B. 506, an act tot require nonresidents of Robeson County to apply for marriage licenses seventy-two hours before issuance.

S. B. 579, an act to authorize the establishment of a town liquor store in the town of Marshall, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

S. B. 606, an act to provide that the members of the Yancey County Board of Education shall be elected in a nonpartisan election for staggered terms of four years.

H. B. 36, an act to eliminate the welfare lien and claim in favor of the county, state, and federal governments.

H. B. 479, an act to exempt certain chain stores from city license taxes.

S. J. R. 729, a joint resolution commemorating the 197th anniversary of the Halifax Resolves.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

Upon motion of Senator Allen, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 739, by Senator Bob L. Barker, a bill to eliminate residence requirement for municipal firemen. Referred to Committee on Local Government and Regional Affairs.

S. B. 740, by Senator Stallings, a bill to amend Article 26 of Chapter 58 of the General Statutes of North Carolina to provide insurance for exceptional children. Referred to Committee on Insurance.

S. B. 741, by Senator Staton, a bill to amend Part 4 and Part 6, Article 21, Chapter 145 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances. Referred to Committee on Natural and Economic Resources.

S. B. 742, by Senator Coleman, a bill to provide funds to improve the quality of life through provision of family planning services to reduce the number of high risk pregnancies. Referred to Committee on Appropriations.

S. B. 743, by Senators Deane, Staton and Garrison, a bill to provide scholarships for children of war veterans who attend a technical institute. Referred to Committee on Veterans and Military Affairs.

S. B. 744, by Senator Strickland, a bill authorizing local and district health departments to enter into agreements with the Commissioner of Agriculture

for sanitary inspection of meat packaging and slaughtering establishments. Referred to Committee on Public Health.

S. J. R. 745, by Senators Allsbrook, Alford, Staton, Allen, Royall, Folger, Henley, Saunders, Knox, Kirby, Rhyne, Strickland, Garrison, Crawford, Mauney, Deane, Raynor, Williamson, Stallings, Horton, Lynwood Smith, McNeill Smith, Murrow, Bob L. Barker, Butner, Bagnal, Mullins, Robert J. Barker and Wilkie, a joint resolution commemorating the life and memory of W. Kerr Scott, former Governor and U. S. Senator from North Carolina. Upon motion of Senator Allsbrook, the rules are suspended and the resolution is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 210, a bill relating to the qualifications of jurors so as to provide that a person who had pled quilty to a felony shall not be qualified to serve on a jury, for concurrence in the House amendment. The bill is placed on the Calendar for Tuesday, April 17 for concurrence in the House amendment.

S. B. 592, a bill to provide for the establishment of a comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973", for concurrence in the House amendment. Upon motion of Senator Lynwood Smith, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 454, a bill to amend General Statute 58-79.2 so as to permit the issuance of variable life insurance contracts. Referred to Committee on Insurance.

H. B. 554, a bill to amend Article IV of the Constitution of North Carolina to change the name of the solicitor to district attorney. Referred to Committee on Constitution.

H. B. 706, a bill to revise and consolidate the charter of the town of East Spencer and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 776, a bill to amend Sections 23 and 25 of Chapter 677, 1947 Session Laws, as amended, relating to zoning by the city of Winston-Salem and Forsyth County. Referred to Committee on Local Government and Regional Affairs.

H. B. 815, a bill to confer the power of eminent domain to the Board of County Commissioners of Mecklenburg County to obtain, widen, extend or improve streets, alleys, sidewalks and other such public rights-of-way. Referred to Committee on Local Government and Regional Affairs.

H. B. 820, a bill to authorize the city of Durham to engage in social-economic programs and crime prevention programs. Referred to Committee on Local Government and Regional Affairs.

H. B. 822, a bill amending the charter of the city of Durham to authorize the public safety director to sign warrants of appointment for police officers. Referred to Committee on Local Government and Regional Affairs.

H. B. 824, a bill amending General Statute 160A-381 to permit the governing body of the city of Durham to require the submission of development plans with rezoning requests and the submission of site plans showing proposed construction as a condition precedent to issuance of building permits. Referred to Committee on Local Government and Regional Affairs.

H. B. 826, a bill amending the charter of the city of Durham by deleting from Section 66 thereof reference to "feme coverts" as a state of disability. Referred to Committee on Local Government and Regional Affairs.

H. B. 827, a bill amending General Statute 160A-372 to permit the governing body of the city of Durham to accept payments in lieu of dedication of recreation areas in subdivisions. Referred to Committee on Local Government and Regional Affairs.

H. B. 828, a bill clarifying the authority of the governing body of the city of Durham to apportion assessments on subdivided property without the necessity of a petition from the owners of such property. Referred to Committee on Local Government and Regional Affairs.

H. B. 829, a bill amending General Statute 160A-446 relating to municipal housing appeals boards by authorizing the governing body of the city of Durham to delegate to such board authority to order effectuation of the provisions of any order issued pursuant to Part 6 of Article 19 of Chapter 160A of the General Statutes of North Carolina. Referred to Committee on Local Government and Regional Affairs.

H. B. 831, a bill amending charter of the city of Durham with respect to the office of city attorney. Referred to Committee on Local Government and Regional Affairs.

H. B. 835, a bill amending the charter of the city of Duham to clarify the authority of the governing body of the city of Durham to lease public property or grant easements thereon. Referred to Committee on Local Government and Regional Affairs.

H. B. 839, a bill amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to dispose of property by private sale or otherwise. Referred to Committee on Local Government and Regional Affairs.

H. B. 841, a bill amending the charter of the city of Durham with respect to the duration of contracts for the price of using water. Referred to Committee on Local Government and Regional Affairs.

H. B. 842, a bill clarifying the authority of the governing body of the city of Durham to appoint certain employees. Referred to Committee on Local Government and Regional Affairs.

H. B. 843, a bill amending the charter of the city of Durham to clarify the requirements for filling vacancies which may occur on the City Council of the City of Durham. Referred to Committee on Local Government and Regional Affairs.

H. B. 844, a bill to amend General Statute 160A-388 by providing for the appointment of a five member board of adjustment exclusive of members appointed from extra-territorial area and by requiring a three-fifths vote of the board to reverse an order of any administrative official. Referred to Committee on Local Government and Regional Affairs.

H. B. 847, a bill amending General Statute 160A-266 by permitting the disposition of wrecked or damaged property in settlement of claims involving such property without the necessity of advertisement, negotiation, sale or bids thereon. Referred to Committee on Local Government and Regional Affairs.

H. B. 848, a bill authorizing the governing body of the city of Durham to waive its governmental immunity to the extent of liability insurance purchased. Referred to Committee on Local Government and Regional Affairs.

H. B. 849, a bill to amend General Statute 160A-299 relating to required notice before closing a street or alley by requiring notice to be sent only to persons owning property abutting the portion of street or alley proposed to be closed. Referred to Committee on Local Government and Regional Affairs.

H. B. 890, a bill to amend Article 3 of Chapter 139 of the General Statutes to authorize Camden County Board of Commissioners to establish watershed improvement districts in areas of the county. Referred to Committee on Local Government and Regional Affairs.

H. B. 897, a bill to provide a supplemental retirement fund for firemen in the city of Morehead City and to modify the application of General Statutes 118-5, 118-6 and 118-7 to the city of Morehead City. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 1085, a joint resolution commending the efforts of the Cumberland County United Effort For Drug And Alcohol Rehabilitation. Referred to Committee on Rules and Operation of the Senate.

H. J. R. 1113, a joint resolution honoring Lt. Commander Wilson Denver Key, United States Navy, upon his release as a POW in North Vietnam where he was held in captivity for over five years. Referred to Committee on Rules and Operation of the Senate.

S. B. 64, a bill to amend General Statute 14-32, General Statute 14-33 and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony, for concurrence in the House amendment. The bill is placed on the Calendar for tomorrow, April 17, for concurrence in the House amendment.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
April 16, 1973.

S. B. 86

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees on

Senate Bill No. 86, "a bill to be entitled an act pertaining to mandatory license revocation of driving privilege for failing to submit to breath test", to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

S. B. 86

Senator McNeill Smith, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Senate Bill No. 86, a bill pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two Bodies on Senate Bill No. 86, a bill to be entitled an act pertaining to mandatory license revocation of driving privilege for failing to submit to breath test, wish to report as follows:

The Conference Committee agreed to recede from the House Amendment No. 1 to Senate Bill No. 86.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 13th day of April, 1973.

McNEILL SMITH,
PHILIP P. GODWIN,
THOMAS E. STRICKLAND,
Conferees for the Senate

GEORGE W. MILLER, JR.
ROBERT L. FARMER,
LARRY P. EAGLES,
Conferees for the House of
Representatives

Upon motion of Senator McNeill Smith, the Conference Report is adopted. The bill is ordered enrolled and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 508, a bill to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts, as amended, upon third reading. Upon motion of Senator Henley, consideration of the bill, as amended, is postponed until Tuesday, April 17.

S. B. 525, a bill to revise and consolidate the charter of the city of Raeford, as amended, upon third reading. Upon motion of Senator Henley, consideration of the bill, as amended, is postponed until Tuesday, April 17.

H. B. 634, a bill to amend the charter of the city of Greensboro as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended; and to exempt city of Greensboro from provisions of General Statutes relating to the recordation of certain ordinances in the office of the register of deeds, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 680, a bill to amend Chapter 168 of the Public-Local Laws of 1939, as amended, relating to the Raleigh-Durham Airport and authorizing agreements between the Raleigh-Durham Airport Authority and the Counties of Wake and Durham providing for the levy of taxes to secure the payment of revenue bonds issued by the Raleigh-Durham Airport Authority, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 691, a bill to amend Chapter 72 of the Session Laws of North Carolina for the year 1969, as amended, revising the description of the corporate limits of Whispering Pines to show correction of an error to show areas annexed, and to show exclusion of property formerly included by mistake, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 693, a bill to amend the charter of the town of Boonville to regulate the presentation of claims, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 695, a bill to incorporate the Haw River Sanitary District into a municipality to be known as the town of Haw River, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen,

Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33.
The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 698, a bill authorizing the creation of the Wilmington Transit Authority, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 705, a bill to provide for the annexation and consolidation of Morganton and Glen Alpine, upon a vote of the people therein, upon third reading.
The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 707, a bill to repeal Chapter 81 of the Private Laws of 1883 and to provide for municipal elections in the town of Enochsville, upon third reading.
The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Williamson — 33. The bill is ordered enrolled.

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election, upon second reading. Upon motion of Senator Garrison, consideration of the bill is postponed until Tuesday, April 17.

H. B. 444, a bill to provide a supplemental retirement fund for firemen in the city of Lincolnton and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Lincolnton.
Passes its second and third readings and is ordered enrolled.

H. B. 536, a bill to repeal Chapter 293, Private Laws of 1905, and Chapter 94, Private Laws of 1911, former charters of the town of Locust. Passes its second and third readings and is ordered enrolled.

H. B. 551, a bill to amend Section 2, Chapter 858, 1967 Session Laws to permit hunting with pistols in Henderson County pursuant to General Statute 113-104. Passes its second and third readings and is ordered enrolled.

H. B. 603, a bill permitting the Salisbury City Board of Education to sell or convey certain surplus real property owned by it to the Rowan County Vocational

Workshop, Inc. Passes its second and third readings and is ordered enrolled.

H. B. 653, a bill to increase the number of members of the Civil Service Board for the city of Statesville from three to five. Passes its second and third readings and is ordered enrolled.

H. B. 654, a bill to extend the term of office of the Iredell County Register of Deeds to four years. Passes its second and third readings and is ordered enrolled.

H. B. 658, a bill to amend Chapter 408 of the Session Laws of 1971 relating to the Kannapolis Firemen's Supplemental Retirement Fund. Passes its second and third readings and is ordered enrolled.

H. B. 661, a bill to amend General Statute 115-29 to provide additional compensation for the chairman and members of the Davie County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 663, a bill providing for the transfer of the public library of Charlotte and Mecklenburg County. Passes its second and third readings and is ordered enrolled.

H. B. 668, a bill to place Wilkes County under the general law regarding bail bondsmen and runners. Passes its second and third readings and is ordered enrolled.

H. B. 676, a bill concerning faithful performance bonds required of county electrical inspectors. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 677, a bill to establish the limits of authority of the county manager. Passes its second and third readings and is ordered enrolled.

H. B. 703, a bill to provide for the nomination and election of the members of the Board of Education of Carteret County amending Chapter 625 of the Session Laws of 1967. Passes its second and third readings and is ordered enrolled.

H. B. 812, a bill to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte. Passes its second and third readings and is ordered enrolled.

S. B. 320, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, April 17.

S. B. 518, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued. Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, April 17.

S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing or delivery, upon second reading. The bill passes its second reading by roll call vote, ayes 32, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Butner, Crawford, Deane, Folger, Garrison, Henley, Hughes, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor — 32. Those voting in the negative are: Senators Robert J. Barker, Coleman — 2. The bill remains on the Calendar.

H. B. 343, a bill to amend the Machinery Act to require that when one taxing unit collects taxes for another, the ten percent collection fee shall be paid into the general fund of the collecting unit, upon second reading. The bill passes its second reading by roll call vote, ayes 33, noes 0. Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Henley, Horton, Hughes, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland — 33. The bill remains on the Calendar.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, upon second reading. Upon motion of Senator Stallings, the Committee amendments are adopted. Senator Rhyne offers an amendment held to be material, which is adopted, constituting the first reading of the bill, and the bill, as amended, remains on the Calendar for its second roll call reading.

Upon motion of Senator Allen, the following bills remaining on tonight's Calendar are placed on the Calendar for tomorrow, April 17: S. B. 433, S. B. 537, S. B. 341, S. B. 472, S. B. 585, S. B. 616, S. B. 688, S. B. 709, H. B. 358, H. B. 491, H. B. 659, H. J. R. 865, H. J. R. 873, H. J. R. 996, H. J. R. 998, H. J. R. 1006 and H. J. R. 1007.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTIETH DAY

SENATE CHAMBER,
Tuesday, April 17, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Claude Connell, Pastor of Unity Baptist Church, Belmont, North Carolina.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Rauch for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:36 P.M. and sent to the office of the Secretary of State:

S. B. 86, an act pertaining to mandatory license revocation of driving privilege for failing to submit to breath test.

S. B. 507, an act to increase the size and provide for election of the Robeson County School Board.

S. B. 592, an act to provide for the establishment of a comprehensive emergency medical services program in North Carolina to be known as the "Emergency Medical Services Act of 1973."

H. B. 444, an act to provide a supplemental retirement fund for firemen in the city of Lincolnton and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Lincolnton.

H. B. 536, an act to repeal Chapter 293, Private Laws of 1905, and Chapter 94, Private Laws of 1911, former charters of the town of Locust.

H. B. 551, an act to amend Section 2, Chapter 858, 1967 Session Laws to permit hunting with pistols in Henderson County pursuant to General Statute 113-104.

H. B. 603, an act permitting the Salisbury City Board of Education to sell or convey certain surplus real property owned by it to the Rowan County Vocational Workshop, Inc.

H. B. 634, an act to amend the charter of the city of Greensboro as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended; and to exempt city of Greensboro from provisions of General Statutes relating to the recordation of certain ordinances in the Office of the Register of Deeds.

H. B. 653, an act to increase the number of members of the Civil Service Board for the City of Statesville from three to five.

H. B. 654, an act to extend the term of office of the Iredell County Register of Deeds to four years.

H. B. 658, an act to amend Chapter 408 of the Session Laws of 1971 relating to the Kannapolis Firemen's Supplemental Retirement Fund.

H. B. 661, an act to amend General Statute 115-29 to provide additional compensation for the chairman and members of the Davie County Board of Education.

H. B. 663, an act providing for the transfer of the Public Library of Charlotte and Mecklenburg County.

H. B. 668, an act to place Wilkes County under the general law regarding bail bondsmen and runners.

H. B. 677, an act to establish the limits of authority of the county manager.

H. B. 680, an act to amend Chapter 168 of the Public-Local Laws of 1939, as amended, relating to the Raleigh-Durham Airport and authorizing agreements between the Raleigh-Durham Airport Authority and the Counties of Wake and Durham providing for the levy of taxes to secure the payment of revenue bonds issued by the Raleigh-Durham Airport Authority.

H. B. 691, an act to amend Chapter 72 of the Session Laws of North Carolina for the year 1969, as amended, revising the description of the corporate limits of Whispering Pines to show correction of an error to show areas annexed, and to show exclusion of property formerly included by mistake.

H. B. 693, an act to amend the charter of the town of Boonville to regulate the presentation of claims.

H. B. 698, an act authorizing the creation of the Wilmington Transit Authority.

H. B. 703, an act to provide for the nomination and election of the members of the Board of Education of Carteret County amending Chapter 625 of the Session Laws of 1967.

H. B. 705, an act to provide for the annexation and consolidation of Morganton and Glen Alpine, upon a vote of the people therein.

H. B. 707, an act to repeal Chapter 81 of the Private Laws of 1883 and to provide for municipal elections in the town of Enochsville.

H. B. 812, an act to amend Article 7, Part 1 of Chapter 160A of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 416, a bill relating to the classification, appraisal, valuation, assessment, and taxation of agricultural land, horticultural land, forest land, and open space land, with a favorable report, as amended.

S. B. 426, a bill to classify forest growth and exclude it from the property tax base, with a favorable report, as amended.

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 647, a bill to amend General Statute 20-14 to provide for the reporting of convictions of motor vehicle offenses committed on military installations, with a favorable report.

S. B. 718, a bill to provide for limited driving privileges in lieu of suspension or revocation, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 577, a bill to amend Article 6 of Chapter 15 of the General Statutes to authorize law enforcement officers to arrest upon outstanding warrants not in the possession of the arresting officer, with a favorable report.

S. B. 626, a bill to amend General Statute 135-33 and General Statute 135-34 relating to health benefits for teachers and State employees, with a favorable report.

S. B. 714, a bill to amend the date for validating a default judgment to remove cloud from title to real estate, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

S. B. 689, a bill to define the status of area mental health boards and to clarify the membership thereof, with a favorable report.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 608, a bill to provide for issuance of juvenile petitions in after-hour emergencies, with a favorable report.

S. B. 611, a bill to clarify legislative purpose in exercising juvenile jurisdiction, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 746, by Senator Moore, a bill amending General Statute 103-2 with respect to hunting migratory waterfowl. Referred to Committee on Wildlife.

S. B. 747, by Senator Moore, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new Article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl. Referred to Committee on Wildlife.

S. B. 748, by Senator Strickland, a bill to make son-in-law or daughter-in-law a Class A beneficiary. Referred to Committee on Finance.

S. B. 749, by Senators Godwin, and Harrington, a bill to exempt certain motor vehicles from registration. Referred to Committee on Transportation.

S. B. 750, by Senator Bob L. Barker, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions. Referred to Committee on Banking.

S. B. 751, by Senator Allen, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise. Referred to Committee on Judiciary No. 1.

Upon motion of Senator Allen, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 752, by Senators Hughes and Kincaid, a bill to appropriate funds for use as a grant-in-aid to Crossnore School, Inc. Referred to Committee on Appropriations.

S. B. 753, by Senators Folger, Godwin, and Gudger, a bill to transfer the State Probation Commission to the Administrative Office of the Courts. Referred to Committee on State Government.

S. J. R. 754, by Senators Mullins, Wilkie, Rhyne, Mills, Folger, Bahakel, Moore, Webster, Knox, Sharpe, Butner, Blanchard, Hughes, Bagnal, Kincaid, Somers, Taylor, Robert J. Barker, Horton, Mauney, Rountree, Saunders, and Allen, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States. Referred to Committee on Rules and Operation of the Senate.

S. B. 755, by Senators Scott and Strickland, a bill to amend Article 29C of Chapter 143 of the General Statutes of North Carolina, relating to the establishment of a system of youth councils, to allow the appropriation of State funds for the use of the State Youth Council and the Youth Advisory Board. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 9, Committee Substitute for H. B. 9, a bill to authorize a statewide referendum on mixed beverages. Referred to Committee on Alcoholic Beverage Control.

H. B. 43, Committee Substitute for H. B. 43, a bill to revise the claim and delivery procedures. Referred to Committee on Judiciary No. 2.

H. B. 597, a bill to increase the powers of county commissioners with regard to the operation of water and sewerage facilities. Referred to Committee on Local Government and Regional Affairs.

H. B. 555, a bill to amend General Statute 104B-10 to correct a technical error. Referred to Committee on Judiciary No. 2.

H. B. 660, Committee Substitute No. 2 for H. B. 660, a bill revising the method of electing members of the Laurinburg-Scotland County Board of Education and changing the name thereof. Referred to Committee on Local Government and Regional Affairs.

H. B. 702, a bill to revise and consolidate the charter of the town of Emerald Isle and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 751, Committee Substitute for H. B. 751, a bill to revise and consolidate the charter of the town of Carolina Beach and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 713, a bill to authorize the transportation of up to five gallons of alcoholic beverages on a Statewide basis. Referred to Committee on Alcoholic Beverage Control.

H. B. 735, a bill to amend General Statute 47-108.11 to validate instruments regarding real property registered prior to January 1, 1969, which do not contain seals. Referred to Committee on Judiciary No. 2.

H. B. 762, a bill authorizing the Jones County Board of Commissioners to establish a retirement system for Jones County employees and a mandatory retirement age for such employees. Referred to Committee on Local Government and Regional Affairs.

H. B. 803, a bill to repeal Chapter 605 of the 1937 Public-Local Laws of North Carolina relating to the sale of beverages in Tyrrell County. Referred to Committee on Local Government and Regional Affairs.

H. B. 804, a bill relating to the salary of the Sheriff of Tyrrell County. Referred to Committee on Local Government and Regional Affairs.

H. B. 816, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to the Auditorium-Coliseum Civic Center Authority. Referred to Committee on Local Government and Regional Affairs.

H. B. 846, a bill authorizing the governing body of the city of Durham to regulate public off-street parking facilities. Referred to Committee on Local Government and Regional Affairs.

H. B. 830, a bill to permit the city of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property. Referred to Committee on Local Government and Regional Affairs.

H. B. 837, a bill clarifying the authority of the governing body of the city of Durham to construct local improvements on its public streets, sidewalks and alleyways and specially assess costs or a portion of the costs thereof against abutting property. Referred to Committee on Local Government and Regional Affairs.

H. B. 859, a bill to revise and consolidate the charter of the town of Zebulon and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 885, a bill to amend General Statute 122-35.19(2) concerning budgeting procedures. Referred to Committee on Mental Health.

H. B. 936, a bill to establish Winston-Salem Fire-Public Safety Retirement Fund Association. Referred to Committee on Local Government and Regional Affairs.

H. B. 1082, a bill to authorize the town of Wendell to exchange real property with the Wendell Chamber of Commerce. Referred to Committee on Local Government and Regional Affairs.

S. B. 323, a bill to amend General Statute 115-153 of the Public School Laws of North Carolina, for concurrence in the House amendment. Upon motion of Senator Henley, the bill is placed upon the Calendar for Wednesday, April 18, for concurrence in the House amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 508, a bill to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44.
The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 525, a bill to revise and consolidate the charter of the city of Raeford, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

H. B. 646, a bill to amend General Statute 14-197 by deleting the reference to Stanly County contained therein. Senator Wilkie withdraws the amendment which she offered on April 13. The bill passes its second and third readings and is ordered enrolled.

S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery, upon third reading. The bill passes its third reading by roll call vote, ayes 43, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 43. Those voting in the negative are: Senators Coleman, Taylor — 2. The following pair is announced:

Senators Poovey "aye," Robert J. Barker "no." The bill is ordered sent to the House of Representatives.

H. B. 343, a bill to amend the Machinery Act to require that when one taxing unit collects taxes for another, the ten percent collection fee shall be paid into the general fund of the collecting unit, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Somers, Stallings, Staton, Taylor, Webster, White, Wilkie, Williamson — 45. The bill is ordered enrolled.

H. B. 525, a bill to amend Chapter 909 of the 1971 Session Laws, in order to make clarifying and technical amendments to facilitate and expedite the award of State grants to units of government for construction and improvement of waste-water treatment works, waste-water collection systems and water supply systems, upon third reading. The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 43. The bill is ordered enrolled.

H. B. 433, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971, upon second reading. The bill passes its second reading by roll call vote, ayes 37, noes 1, as follow: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Godwin, Gudger, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Raynor, Rountree, Royall Saunders, Scott, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, Williamson — 37. Those voting in the negative are: Senator Rhyne — 1. The bill remains upon the Calendar.

S. B. 320, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution prusuant to the Farm Credit Act of 1971, upon second reading. Upon motion of Senator Godwin, the bill is placed upon the Calendar for tomorrow, April 18.

S. B. 518, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued, upon second reading. Upon motion of Senator Staton, the Committee amendment held to be material is adopted, constituting the first reading of the bill. The bill, as amended, remains upon the Calendar for its second roll call reading.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, as amended, upon second reading. Upon motion of Senator Stallings, the bill, as amended, is recommitted to the Committee on Local Government and Regional Affairs.

S. B. 537, a bill to amend Article 4C of Chapter 106 of the General Statutes, the Structural Pest Control Act, as amended, upon third reading. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 341, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases, as amended. Upon motion of Senator Somers, consideration of the bill, as amended, is postponed until Wednesday, April 25.

S. B. 343, a bill to provide information, advice, services and supplies to minors, where appropriate, without parental consent. Upon motion of Senator Royall, consideration of the bill is postponed until Wednesday, April 18.

S. B. 472, a bill to permit filing of securities by issue and the establishment and use of a securities clearing corporation. Upon motion of Senator Godwin, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 476, a bill to amend the Workmen's Compensation Act regarding benefits. Upon motion of Senator Staton, the bill is recommitted to the Committee on Manufacturing, Labor and Commerce.

S. B. 585, a bill to authorize counties and municipalities to create joint special police units to assist each other in the enforcement of the criminal laws. Upon motion of Senator Stallings, consideration of the bill is postponed until Thursday, April 19.

S. B. 616, a bill to conform the terms of certain municipal officers to the municipal election procedures of Chapter 163 of the General Statutes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 688, a bill to amend General Statute 7A-11 concerning the appointment of the Clerk of the Supreme Court. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 693, a bill to authorize municipalities by ordinance to regulate the use of dune buggies in certain areas. Upon motion of Senator Staton, the Committee amendment is adopted. Senator Staton moves consideration of the bill, as amended, be postponed until April 24 which motion fails to prevail. The bill, as amended, passes its second reading. Upon objection of Senator Staton to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 694, a bill to authorize counties by ordinance to regulate the use of dune buggies in certain areas. Senator Staton offers an amendment which is adopted. Senator Murrow moves that the bill, as amended, lie upon

the table, which motion fails to prevail. Upon motion of Senator Staton, consideration of the bill, as amended, is postponed until Friday, February 1, 1974.

S. B. 709, a bill to amend General Statute 41-2.1(b) (4) to make its provisions consistent with General Statute 28-68. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 23, a bill to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

S. B. 64, a bill to amend General Statute 14-32, General Statute 14-33, and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony, for concurrence in the House amendments. Upon motion of Senator Gudger, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 210, a bill relating to the qualifications of jurors so as to provide that a person who had pled guilty to a felony shall not be qualified to serve on a jury, for concurrence in the House amendments. Upon motion of Senator Britt, the Senate concurs in the House amendments and the bill is ordered enrolled.

Upon motion of Senator Allen, the following bills remaining on today's Calendar are placed upon tomorrow's Calendar: H. B. 358, H. B. 460, H. B. 491, H. B. 506, H. B. 659, H. B. 865, H. J. R. 873, H. J. R. 996, H. J. R. 998, H. J. R. 1006, H. J. R. 1007.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTY-FIRST DAY

SENATE CHAMBER,
Wednesday, April 18, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Knox for Thursday and Friday, April 19 and 20.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 64, an act to amend General Statute 14-32, General Statute 14-33 and General Statute 14-34 to increase punishment for aggravated assaults and to amend General Statute 14-32(c) to make assault with any deadly weapon with intent to kill a felony.

S. B. 210, an act relating to the qualifications of jurors so as to provide that a person who had pled guilty to a felony shall not be qualified to serve on a jury.

H. B. 343, an act to amend the Machinery Act to require that when one taxing unit collects taxes for another, the ten percent collection fee shall be paid into the general fund of the collecting unit.

H. B. 525, an act to amend Chapter 909 of the 1971 Session Laws, in order to make clarifying and technical amendments to facilitate and expedite the award of State grants to units of government for construction and improvement of waste-water treatment works, waste-water collection systems and water supply systems.

H. B. 646, an act to amend General Statute 14-197 by deleting the reference to Stanly County contained therein.

H. B. 695, an act to incorporate the Haw River Sanitary District into a municipality to be known as the town of Haw River.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 436, a bill requiring licensing and bonding of grain dealers, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. Upon motion of Senator White, the Committee Substitute bill is placed on today's Calendar.

S. B. 538, a bill to regulate the sales of commercial feeds, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator White, the Committee Substitute bill is placed on today's Calendar.

H. B. 864, a bill to repeal the North Carolina Seed Potato Law, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 736, a bill to amend General Statute 115-159.1 as it relates to the salary of teacher injured during an episode of violence, with a favorable report. Upon motion of Senator Alford, the bill is re-referred to the Committee on Appropriations.

By Senator Henley, for the Committee on Insurance:

S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparations Act, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. Upon motion of Senator Henley, the Committee Substitute bill is placed on today's Calendar.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 122, a bill to provide for the right of privacy of victims in cases of rape, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Britt, the Committee Substitute bill is placed on today's Calendar.

S. B. 194, a bill to rewrite the laws relating to the apportionment of principal and income, with a favorable report, as amended. Upon motion of Senator Britt, the bill is placed on the Calendar for Wednesday, April 25.

S. B. 497, a bill to permit detention of public drunks in certain circumstances, with a favorable report, as amended.

S. B. 667, a bill to establish the North Carolina Criminal Justice Education and Training System, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 756, by Senators Mullins, Mills, Moore, McNeill Smith and Webster, a bill to amend the equal protection clause of the Constitution of North Carolina to prohibit discrimination based on sex. Referred to Committee on Constitution.

S. B. 757, by Senator Mullins, a bill to repeal General Statute 14-24 regarding obtaining carnal knowledge of a married woman by personating her husband. Referred to Committee on Judiciary No. 2.

S. B. 758, by Senator Mullins, a bill to repeal General Statute 14-25 regarding attempted carnal knowledge of a married woman by personating her husband. Referred to Committee on Judiciary No. 2.

S. B. 759, by Senator Mullins, a bill to repeal General Statute 14-26 regarding obtaining carnal knowledge of virtuous girls between twelve and sixteen years old. Referred to Committee on Judiciary No. 2.

S. B. 760, by Senator Mullins, a bill to amend General Statute 14-33 by eliminating the subdivision relating to assault on a female. Referred to Committee on Judiciary No. 2.

S. B. 761, by Senator Mullins, a bill to repeal General Statute 14-43 regarding abduction of married women. Referred to Committee on Judiciary No. 2.

S. B. 762, by Senator Mullins, a bill to repeal General Statute 14-48 regarding slandering innocent women. Referred to Committee on Judiciary No. 2.

S. B. 763, by Senator Mullins, a bill to repeal General Statute 14-180 regarding seduction of innocent woman under the promise of marriage. Referred to Committee on Judiciary No. 2.

S. B. 764, by Senator Mullins, a bill to repeal General Statute 14-185 regarding inducing female persons to enter hotels or boarding houses for immoral purposes. Referred to Committee on Judiciary No. 2.

S. B. 765, by Senator Mullins, a bill to repeal General Statute 14-187 regarding permitting an unmarried female under eighteen years of age in a house of prostitution. Referred to Committee on Judiciary No. 2.

S. B. 766, by Senator Mullins, a bill to repeal General Statute 14-198 regarding lewd women within three miles of colleges and boarding schools. Referred to Committee on Judiciary No. 2.

S. B. 767, by Senator Mullins, a bill to amend General Statute 14-202 by eliminating sex discrimination provisions for secret peeping into a room occupied by a female person. Referred to Committee on Judiciary No. 2.

S. B. 768, by Senator Mullins, a bill to amend General Statute 14-203 by restricting the meaning of the term "prostitution". Referred to Committee on Judiciary No. 2.

S. B. 769, by Senator Mullins, a bill eliminating the requirement that female probationers be placed in the care or charge of female probation officers. Referred to Committee on Judiciary No. 2.

S. B. 770, by Senator Mullins, a bill to repeal General Statute 14-262 regarding requiring female prisoners to work in a chain gang. Referred to Committee on Judiciary No. 2.

S. B. 771, by Senator Mullins, a bill to repeal General Statute 14-274 regarding disturbing students at schools for women. Referred to Committee on Judiciary No. 2.

S. B. 772, by Senator Mullins, a bill to repeal General Statute 14-319 regarding marrying females under sixteen years old. Referred to Committee on Judiciary No. 2.

S. B. 773, by Senator Mullins, a bill eliminating sex discrimination provisions. Referred to Committee on Judiciary No. 2.

S. B. 774, by Senator Mullins, a bill to repeal General Statute 14-323 regarding evidence that abandonment of wife and children by husband was willful. Referred to Committee on Judiciary No. 2.

S. B. 775, by Senator Mullins, a bill to eliminate sex discrimination from the provisions regarding abandonment. Referred to Committee on Judiciary No. 2.

S. B. 776, by Senator Mullins, a bill to amend General Statute 14-325 by eliminating sex discrimination from family support provisions. Referred to Committee on Judiciary No. 2.

S. B. 777, by Senator Mullins, a bill to eliminate sex discrimination from the provisions concerning the offense of failure to support a child. Referred to Committee on Judiciary No. 2.

S. B. 778, by Senator Mullins, a bill to provide that abandonment of children by either parent shall be a misdemeanor. Referred to Committee on Judiciary No. 2.

S. B. 779, by Senator Mullins, a bill to eliminate sex discrimination from the provision defining the word "tramp". Referred to Committee on Judiciary No. 2.

S. B. 780, by Senator Mullins, a bill eliminating sex discrimination in bonds of executors. Referred to Committee on Judiciary No. 2.

S. B. 781, by Senator Mullins, a bill to amend General Statute 29-19 to provide that illegitimate children will be treated as legitimate of either parent for purposes of intestate succession. Referred to Committee on Judiciary No. 2.

S. B. 782, by Senator Mullins, a bill to amend General Statute 30-17 by eliminating sex discrimination provisions concerning allowances for children of surviving spouse. Referred to Committee on Judiciary No. 2.

S. B. 783, by Senator Mullins, a bill to repeal General Statute 31A-5 regarding disposition of entirety property where a husband or wife slays his or her spouse. Referred to Committee on Judiciary No. 2.

S. B. 784, by Senator Mullins, a bill to amend General Statute 39-13.3 by eliminating the reference to General Statute 52.6. Referred to Committee on Judiciary No. 2.

S. B. 785, by Senator Mullins, a bill to amend General Statute 50-16.1 by eliminating the presumption that a husband is the supporting spouse. Referred to Committee on Judiciary No. 2.

S. B. 786, by Senator Mullins, a bill to eliminate the prohibition against certain interracial marriages. Referred to Committee on Judiciary No. 2.

S. B. 787, by Senator Mullins, a bill to eliminate any reference to race and color in marriage licenses. Referred to Committee on Judiciary No. 2.

S. B. 788, by Senator Mullins, a bill to repeal General Statute 52-6 regarding contracts of a wife with her husband affecting the corpus or income of her estate. Referred to Committee on Judiciary No. 2.

S. B. 789, by Senator Mullins, a bill to amend General Statute 58-205 by eliminating sex discrimination provisions regarding rights of beneficiaries. Referred to Committee on Judiciary No. 2.

S. B. 790, by Senator Mullins, a bill to eliminate sex discrimination provisions. Referred to Committee on Judiciary No. 2.

S. B. 791, by Senator Mullins, a bill to repeal General Statute 95-27 regarding hours of work for women in certain industries. Referred to Committee on Judiciary No. 2.

S. B. 792, by Senator Mullins, a bill to repeal General Statute 95-29 regarding failure to provide seats for women employees. Referred to Committee on Judiciary No. 2.

S. B. 793, by Senator Mullins, a bill repealing General Statute 95-48 requiring separate toilets for each sex. Referred to Committee on Judiciary No. 2.

S. B. 794, by Senator Mullins, a bill to repeal General Statute 95-49 regarding the unlawful intrusion upon toilets. Referred to Committee on Judiciary No. 2.

S. B. 795, by Senator Mullins, a bill to repeal General Statute 95-50 regarding punishment for violation of Article 6 of Chapter 95 of the General Statutes of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 796, by Senator Mullins, a bill to repeal General Statute 95-51 regarding the enforcement by police in towns of Article 6 of Chapter 95 of the General Statutes of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 797, by Senator Mullins, a bill to repeal General Statute 95-52 regarding the enforcement by sheriffs in counties of Article 6 of Chapter 95 of the General Statutes of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 798, by Senator Mullins, a bill to repeal General Statute 95-53 regarding the enforcement by the Department of Labor of Article 6 of Chapter 95 of the General Statutes of North Carolina. Referred to Committee on Judiciary No. 2.

S. B. 799, by Senator Mullins, a bill to repeal General Statute 99-4 regarding charging an innocent woman with incontinency. Referred to Committee on Judiciary No. 2.

S. B. 800, by Senator Mullins, a bill to amend General Statute 110-2 by eliminating sex discrimination provisions concerning hours of child labor. Referred to Committee on Judiciary No. 2.

S. B. 801, by Senator Mullins, a bill to amend General Statute 110-7 by eliminating sex discrimination provisions concerning the prohibition of hazardous occupations for minors under eighteen. Referred to Committee on Judiciary No. 2.

S. B. 802, by Senator Mullins, a bill to repeal General Statute 122-49 regarding the accompanying of female patients to hospitals for the mentally disordered by female attendants or members of the family. Referred to Committee on Judiciary No. 2.

S. B. 803, by Senator Mullins, a bill to amend General Statute 127-1 by eliminating sex discrimination provisions concerning the composition an classes of militia. Referred to Committee on Judiciary No. 2.

S. B. 804, by Senator Mullins, a bill eliminating the prohibition against female prisoners working on public roads and streets. Referred to Committee on Judiciary No. 2.

S. B. 805, by Senator Mullins, a bill to repeal General Statute 148-27 regarding limitations on labor of women prisoners. Referred to Committee on Judiciary No. 2.

S. B. 806, by Senator Mullins, a bill eliminating sex discrimination in the committing of prisoners. Referred to Committee on Judiciary No. 2.

Upon motion of Senator Rountree, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 807, by Senator Rountree, a bill to provide for voluntary annexation by the town of Carolina Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Carolina Beach. Referred to Committee on Local Government and Regional Affairs.

S. B. 808, by Senator Stallings, a bill authorizing the Craven County Board of Education to lease certain real property to the Neuse River Water and Sewage

Association, Inc., for a period not to exceed forty years. Referred to Committee on Local Government and Regional Affairs.

S. B. 809, by Senators Raynor and Henley, a bill to require every pawnbroker in Cumberland County to maintain a permanent record of all purchases and sales made. Referred to Committee on Local Government and Regional Affairs.

S. B. 810, by Senators Mills, Webster, White, Godwin, Britt and Strickland, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells. Referred to Committee on Public Health.

S. B. 811, by Senator Folger, a bill to provide that there will be no forfeiture under General Statute 90-112 where the owner of the vehicle, vessel or aircraft involved did not have knowledge of the violation of General Statute 90-95(a) (1) or General Statute 90-95(a) (2). Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 410, Committee Substitute for H. B. 410, a bill to transfer the State Capitol Police from the Department of Administration to the State Bureau of Investigation. Referred to Committee on Judiciary No. 1.

H. B. 470, a bill to amend General Statute 20-88 to equalize the rates for property hauling vehicles. Referred to Committee on Finance.

H. B. 568, Committee Substitute for H. B. 568, a bill to delete Catawba County from the provisions of certain obsolete Public, Private and Public-Local Laws of North Carolina. Referred to Committee on Local Government and Regional Affairs.

H. B. 569, Committee Substitute for H. B. 569, a bill to repeal certain obsolete Public, Private, and Public-Local Laws of North Carolina concerning Catawba County. Referred to Committee on Local Government and Regional Affairs.

H. B. 840, a bill amending General Statute 143-129 to permit the city of Durham to accept bid bonds or proposals for construction or repair work or purhcase of apparatus, supplies, and materials, or equipment without such bond being conditioned upon double payment by the surety in the event of forfeiture and failure of the surety to make prompt payment. Referred to Committee on Local Government and Regional Affairs.

H. B. 1095, a bill amending Chapter 520 of the 1971 Session Laws relating to hunting with rifles in Hyde County. Referred to Committee on Wildlife.

S. B. 184, a bill relating to the penalty for safecracking or attempted safecracking so as to reduce the minimum and maximum penalties therefor, for concurrence in the House amendment. Upon motion of Senator Britt, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 645, a bill to incorporate the city of Locust in Stanly County subject to an election, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Taylor, Webster, White, Wilkie, Williamson — 45. The bill is ordered enrolled.

H. B. 433, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 45. The bill is ordered enrolled.

S. B. 320, a bill to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971, upon second reading. Upon motion of Senator Godwin, the bill is postponed indefinitely.

S. B. 518, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued, as amended, upon second reading. The bill, as amended, passes its second reading by roll call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 43. The bill, as amended, remains on the Calendar.

S. B. 693, a bill to authorize municipalities by ordinance to regulate the use of dune buggies in certain areas. Upon motion of Senator Staton, consideration of the bill is postponed until February 1, 1974.

S. B. 343, a bill to provide information, advice, services and supplies to minors, where appropriate, without parental consent. Upon motion of Senator Rauch, consideration of the bill is postponed until Thursday, April 19.

S. B. 447, a bill to amend the North Carolina Consumer Finance Act. Upon motion of Senator Mills, the Committee amendments are adopted.

Senator Mills offers an amendment which is adopted. Senator Mills offers a second amendment which is adopted. Senator Sharpe moves that a working copy of the bill, with amendments in place, be printed and that the bill be placed on the Calendar for Tuesday, April 24, which motion prevails.

H. B. 33, Committee Substitute for H. B. 33, a bill to provide for the automatic restoration of citizenship. The Committee Substitute bill passes its second reading. Upon objection of Senator Sharpe to its third reading, the Committee Substitute bill remains on the Calendar.

H. B. 358, Committee Substitute for H. B. 358, a bill to amend General Statute 14-72 to make the theft of any firearm a felony. Passes its second and third readings and is ordered enrolled.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way. Upon motion of Senator Staton, the Committee amendment is adopted. Senator Strickland offers an amendment which is adopted. Senator Staton calls the previous question and the call is sustained. The bill, as amended, fails to pass its second reading.

H. B. 491, a bill to amend General Statute 7A-100 to provide for an acting clerk of Superior Court when the clerk dies. Passes its second and third readings and is ordered enrolled.

H. B. 496, a bill relating to administering the Teachers' and State Employees' Retirement System. Passes its second and third readings and is ordered enrolled.

H. B. 497, a bill revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate. Passes its second and third readings and is ordered enrolled.

H. B. 498, a bill relating to administering the Local Governmental Employees' Retirement System. Passes its second and third readings and is ordered enrolled.

H. B. 499, a bill revising benefits of the Local Governmental Employees' Retirement System. Passes its second and third readings and is ordered enrolled.

H. B. 506, a bill to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill. Passes its second and third readings and is ordered enrolled.

H. B. 659, a bill to make the requirement of an annual health physical for barbers optional. Upon motion of Senator Royall, consideration of the bill is postponed until Thursday, April 19.

H. J. R. 865, a joint resolution honoring the life and memory of Robert James Hester, Jr., former legislator. Passes its second and third readings and is ordered enrolled.

H. J. R. 873, a joint resolution honoring the 1972-73 basketball team of Fayetteville State University. Passes its second and third readings and is ordered enrolled.

H. J. R. 996, a joint resolution honoring the life and memory of W. Dennis Madry, former Democratic member of the General Assembly of North Carolina, who served his county and State with honor, devotion and distinction. Passes its second and third readings and is ordered enrolled.

H. J. R. 998, a joint resolution honoring the North Carolina Agricultural and Technical State University basketball team for winning their second straight Mid-Eastern Athletic Conference Tournament in Durham, North Carolina, March 10, 1973. Passes its second and third readings and is ordered enrolled.

H. J. R. 1006, a joint resolution honoring the life and memory of Dossey Battle Teague. Passes its second and third readings and is ordered enrolled.

H. J. R. 1007, a joint resolution honoring the memory of the Honorable Frank S. White, member of the General Assembly. Passes its second and third readings and is ordered enrolled.

S. B. 323, a bill to amend General Statute 115-153 of the public school laws of North Carolina, for concurrence in the House amendment. Upon motion of Senator Henley, the Senate concurs in the House amendment and the bill, as amended, is ordered enrolled.

S. B. 122, Committee Substitute for S. B. 122, a bill to provide for the right of privacy of victims in cases of rape. Upon motion of Senator Britt, the Committee Substitute is adopted. Upon motion of Senator Britt, the Committee Substitute bill is placed on the Calendar for Tuesday, April 24.

S. B. 137, Committee Substitute for S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparations Act. Upon motion of Senator Henley, the Committee Substitute is adopted and remains on the Calendar. (The Committee amendments to the Committee Substitute bill are pending.)

S. B. 436, Committee Substitute for S. B. 436, a bill requiring licensing and bonding of grain dealers. The Committee Substitute is adopted. (The Committee amendment to the Committee Substitute bill is pending.) Upon motion of Senator White, the Committee Substitute bill is re-referred to the Committee on Finance.

S. B. 538, Committee Substitute for S. B. 538, a bill to regulate the sales of commercial feeds. Upon motion of Senator White, the Committee Substitute is adopted. Upon motion of Senator White, the Committee Substitute bill is re-referred to the Committee on Appropriations.

S. B. 66, a bill to amend the manner of imposition of capital punishment, upon motion of Senator Britt, S. B. 66 is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Mauney, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Thursday, April 19, 1973.

The Senate meets purusant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend Joe Zimmerman, Pastor of Fellowship Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 184, an act relating to the penalty for safecracking or attempted safecracking so as to reduce the minimum and maximum penalties therefor.

S. B. 323, an act to amend General Statute 115-153 of the Public School Laws of North Carolina.

S. B. 516, an act to authorize the Weldon School Administrative Unit to lease certain property to the Board of Commissioners of Halifax County to be used for public purposes.

H. B. 358, an act to amend General Statute 14-72 to make the theft of any firearm a felony.

H. B. 433, an act to provide that banks, executors, administrators, guardians, trustees, and insurance companies may invest in any notes, bonds, or debentures issued by any farm credit institution pursuant to the Farm Credit Act of 1971.

H. B. 491, an act to amend General Statute 7A-100 to provide for an acting clerk of superior court when the clerk dies.

H. B. 496, an act relating to administering the Teachers' and State Employees' Retirement System.

H. B. 497, an act revising benefits of the Teachers' and State Employees' Retirement System without requiring any increase in the employer contribution rate.

H. B. 498, an act relating to administering the Local Governmental Employees' Retirement System.

H. B. 499, an act revising benefits of the Local Governmental Employees' Retirement System.

H. B. 506, an act to amend Chapter 845 of the Session Laws of 1971 with respect to the tuition rates paid by undergraduate students enrolled in the School of Medicine and the School of Dentistry at the University of North Carolina at Chapel Hill.

H. B. 645, an act to incorporate the city of Locust in Stanly County subject to an election.

H. B. 676, an act concerning faithful performance bonds required of county electrical inspectors.

H. J. R. 873, a joint resolution honoring the 1972-73 basketball team of Fayetteville State University.

H. J. R. 865, a joint resolution honoring the life and memory of Robert James Hester, Jr., former legislator.

H. J. R. 996, a joint resolution honoring the life and memory of W. Dennis Madry, former Democratic member of the General Assembly of North Carolina, who served his county, and State with honor, devotion and distinction.

H. J. R. 998, a joint resolution honoring the North Carolina Agricultural and Technical State University basketball team for winning their second straight Mid-Eastern Athletic Conference Tournament in Durham, North Carolina, March 10, 1973.

H. J. R. 1006, a joint resolution honoring the life and memory of Dossey Battle Teague.

H. J. R. 1007, a joint resolution honoring the memory of the Honorable Frank S. White, member of the General Assembly.

H. B. 460, upon motion of Senator Godwin, the vote by which H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way, failed to pass its second reading is reconsidered and the bill is placed on today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Finance:

S. B. 201, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories, with a favorable report.

S. B. 347, a bill to amend General Statute 105-141 to exempt service compensation paid to prisoners of war, with a favorable report.

S. B. 523, a bill to make clarifying amendments to the levy and release-refund provisions of the Machinery Act of 1971, with a favorable report.

S. B. 615, a bill to amend General Statute 136-41.1, General Statute 105-113.86, and General Statute 105-213 with regard to distribution of gas and intangible tax revenues to cities and counties according to their population, with a favorable report, as amended.

H. B. 153, a bill to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits received by retired armed forces personnel, with a favorable report.

H. B. 366, a bill to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 157, a bill to amend General Statute 14-17 to eliminate jury discretion upon conviction of first degree murder and change the punishment for second degree murder, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Allsbrook, the Committee Substitute bill is placed upon today's Calendar.

S. B. 158, a bill to amend General Statute 14-21 to change the punishment for rape to imprisonment from three years to life, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Allsbrook, the Committee Substitute bill is placed upon today's Calendar.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 553, Committee Substitute for S. B. 553, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Britt, the Committee Substitute bill is placed upon the Calendar for today.

S. B. 231, House Committee Substitute for S. B. 231, a bill to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health, with a favorable report. Upon motion of Senator Britt, the Senate concurs in House Committee Substitute for S. B. 231. The House Committee Substitute bill is ordered enrolled.

S. B. 715, a bill to amend General Statute 122-63.1 of the General Statutes to authorize the clerk to involuntarily commit persons directly to State hospitals in certain instances, with a favorable report.

H. B. 43, Committee Substitute for H. B. 43, a bill to revise the claim and delivery procedures, with a favorable report, as amended.

H. B. 665, a bill to amend General Statute 20-299 to make automobile dealers responsible for acts of their salesmen while acting as their agents, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs.:

S. B. 294, a bill to provide for the enforcement of welfare liens in Avery County and for the disposition of the proceeds of sales under the liens, with a favorable report.

H. B. 674, a bill concerning taxing districts in Guilford County, with a favorable report.

H. B. 701, a bill to incorporate the town of Pine Knoll Shores in Carteret County subject to an election, with a favorable report.

H. B. 704, a bill to amend Chapter 874 of the Session Laws of 1947 relating to the distribution of profits from ABC stores in Carteret County, with a favorable report.

H. B. 977, a bill to provide a Supplemental Retirement Fund for Firemen in the town of Tarboro and to modify the application of General Statute 118-5, 118-6 and 118-7 to the town of Tarboro, with a favorable report.

By Senator Royall, for the Committee on Public Health and Resources:

S. B. 595, a bill to establish the limitations on eligibility of individuals for aid to families with dependent children, with a favorable report.

S. B. 596, a bill to prescribe the county responsible for processing AAD and AFDC applications, with a favorable report.

S. B. 597, a bill to define the term "Dependent Child" for purposes of programs of public assistance, with a favorable report.

S. B. 598, a bill to provide for effect of finding of nonparticipation in training by AFDC recipient, with a favorable report.

S. J. R. 723, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State, with a favorable report.

S. B. 744, a bill authorizing local and district Health Departments to enter into agreements with the Commissioner of Agriculture for sanitary inspection of meat packaging and slaughtering establishments, with a favorable report.

S. B. 810, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells, with a favorable report.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 479, a bill to amend the Workmen's Compensation Act to provide for a compulsory workmen's compensation law, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Saunders, the Committee Substitute bill is placed upon today's Calendar.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 609, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the District Court after affirmation by the Court of Appeals or Supreme Court, with a favorable report, as amended.

By Senator Harrington, for the Committee on Transportation:

S. B. 749, a bill to exempt certain motor vehicles from registration, with a favorable report.

H. B. 994, a bill to amend Chapter 570 of the Session Laws of 1971 so as to allow the town of White Lake to dig ditches below a certain level in Bladen County, with a favorable report.

By Senator Rhyne, for the Committee on Wildlife:

S. B. 622, a bill to repeal the prohibition against hunting with unplugged shotguns, with a favorable report.

S. B. 627, a bill to amend Chapter 1436, Session Laws of 1957 relating to the better protection of migratory wild fowl in Currituck Sound and its tributaries and to enable the county of Currituck to cooperate with the North Carolina Wildlife Resources Commission, with a favorable report.

S. B. 637, a bill prohibiting the running and chasing of fox with dogs between January 1 and September 1 in Carteret County, with a favorable report, as amended.

H. B. 649, a bill to prohibit the taking of game from certain public highway in Martin County, with a favorable report.

H. B. 683, a bill to prohibit the use of any gun of a caliber larger than .22 for hunting in Perquimans County, with a favorable report, as amended.

H. B. 684, a bill to prohibit hunting or taking of bear in Dare County, with a favorable report.

H. B. 685, a bill prohibiting the running and chasing of deer with dogs between March 1 and June 30 in Dare County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 812, by Senator Coleman, a bill to require absentee voting in municipal an school administrative unit elections in cities over 2,999 in population conducted by a county board of elections, but allow option in cities under 3,000 population. Referred to Committee on Election Laws.

S. B. 813, by Senator Raynor, a bill to change the manner of application of mentally retarded services' funds. Referred to Committee on Appropriations.

S. B. 814, by Senator Raynor, a bill to amend General Statute 143-127.1 providing for payment of cost of care in State Department of Mental Health facilities. Referred to Committee on Appropriations.

S. B. 815, by Senator Mullins, a bill for the continuation and establishment of community-based drug abuse programs. Referred to Committee on Appropriations.

S. B. 816, by Senators Wilkie, Strickland, Mullins, Raynor, Deane, Alford, Bahakel, Staton, White, Kirby, Coleman, Scott, Allen, Henley, Crawford, Robert J. Barker, Folger, Knox, Lynwood Smith, Gudger, Williamson, Allsbrook, Sharpe, Mauney, Saunders, Hughes, Stallings, Godwin, Blanchard, Taylor, Harrington, Britt, Mills, Poovey, Webster, McNeill Smith, Butner, Bagnal, Garrison, Horton, Hardison, Royall, Rhyne, Murrow, Somers, Kincaid, and Bob L. Barker, a bill to provide for special registration plates for sheriffs. Referred to Committee on Local Government and Regional Affairs.

S. B. 817, by Senator Robert J. Barker, a bill to rewrite General Statute 14-203 to enlarge the definition of prostitution. Referred to Committee on Judiciary No. 1.

S. B. 818, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further

effectuate the reorganization of State Government No. 2. Referred to Committee on State Government.

S. B. 819, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further effectuate the reorganization of State Government No. 3. Referred to Committee on State Government.

S. B. 820, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further effectuate the reorganization of State Government No. 4. Referred to Committee on State Government.

S. B. 821, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further effectuate the reorganization of State Government No. 5. Referred to Committee on State Government.

S. B. 822, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further effectuate the reorganization of State Government No. 6. Referred to Committee on State Government.

S. B. 823, by Senators Rauch, Deane, Rhyne, Butner, Gudger, Bagnal, Kirby, Royall, Strickland, Henley, Taylor, Moore, Mills, and Mullins, a bill to further effectuate the reorganization of State Government No. 7. Referred to Committee on State Government.

S. B. 824, by Senators Henley and Bagnal, a bill to authorize the State Department of Social Services to adjust rates in licensed rest homes to offset added costs of minimum wage laws. Referred to Committee on Appropriations.

S. B. 825, by Senator Gudger, a bill to provide for indemnification of State employees with respect to judgments arising out of actions within the scope and course of employment. Referred to Committee on Judiciary No. 1.

S. B. 826, by Senator Allen, a bill to amend Chapter 147, Section 50, of the North Carolina General Statutes relating to distribution of publications of state officials. Referred to Committee on State Government.

S. B. 827, by Senator Allen, a bill to amend Chapter 147, Section 45, of the North Carolina General Statutes relating to distribution of the state publications. Referred to Committee on State Government.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 100, a bill to amend the Hospital, Medical and Dental Service Corporations Act to provide for reimbursement for certain acts and services of certain nurses. Referred to Committee on Public Health and Resources.

H. B. 101, a bill to amend the Insurance Act to provide for reimbursement for certain acts and services of certain nurses. Referred to Committee on Public Health and Resources.

H. B. 615, Committee Substitute for H. B. 615, a bill to make changes in the Abortion Law in order to comply with recent United States Supreme Court decisions. Referred to Committee on Judiciary No. 2.

H. B. 681, Committee Substitute for H. B. 681, a bill to reorganize and expand the membership of the Wake County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 782, a bill to amend the charter of the city of Raleigh and to repeal obsolete local acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 1104, a bill to provide for the nomination and election of the Board of County Commissioners of Rutherford County. Referred to Committee on Local Government and Regional Affairs.

H. B. 1105, a bill to appoint the members of the Tryon City Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 1109, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

H. B. 1111, a bill conforming Chapter 101 of the 1973 Session Laws to the Local Government Budget and Fiscal Control Act. Referred to Committee on Local Government and Regional Affairs.

H. B. 1112, a bill to amend Chapter 72 of the 1971 Session Laws relating to the appointment of special deputies in Columbus County. Referred to Committee on Local Government and Regional Affairs.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 518, a bill to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 46. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 416, a bill relating to the classification, appraisal, valuation, assessment, and taxation of agricultural land, horticultural land, forest land, and open space land, upon second reading. Upon motion of Senator White, the Committee amendments are adopted. Senator Strickland offers an amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, abstention 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger,

Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 47. Senator Taylor abstains from voting, without objection. The bill, as amended, remains upon the Calendar.

S. B. 426, a bill to classify forest growth and exclude it from the property tax base, upon second reading. Upon motion of Senator Harrington, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Williamson — 45. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 699, a bill to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 33, Committee Substitute for H. B. 33, a bill to provide for the automatic restoration of citizenship, upon third reading. Senator Somers offers an amendment. Senator Allsbrook moves that the bill and amendment of Senator Somers be recommitted to the Committee on Judiciary No. 2, which motion fails to prevail. The amendment offered by Senator Somers fails of adoption. The Committee Substitute bill passes its third reading and is ordered enrolled.

S. B. 343, a bill to provide information, advice, services and supplies to minors, where appropriate, without parental consent. Upon motion of Senator Rauch, the Committee amendment is adopted. Senator Bahakel offers an amendment which is adopted. Senator Rauch moves that the bill, as amended, do lie upon the table, seconded by Senator Crawford. The motion prevails and the bill, as amended, lies upon the table.

S. B. 577, a bill to amend Article 6 of Chapter 15 of the General Statutes to authorize law enforcement officers to arrest upon outstanding warrants not in the possession of the arresting officer. The bill passes its second reading. Upon objection of Senator Coleman to its third reading, the bill remains upon the Calendar.

S. B. 585, a bill to authorize counties and municipalities to create joint special police units to assist each other in the enforcement of the criminal law. Upon motion of Senator Stallings, the Committee amendments are adopted. Senator Stallings offers an amendment which is adopted. Senator Stallings offers a second amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives. Senator Strickland requests to be recorded as voting "no."

S. B. 608, a bill to provide for issuance of juvenile petitions in after-hour emergenices. The bill passes its second reading. Senator McNeill Smith offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 611, a bill to clarify legislative purpose in exercising juvenile jurisdiction. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 626, a bill to amend General Statute 135-33 and General Statute 135-34 relating to health benefits for teachers and State employees. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 647, a bill to amend General Statute 20-14 to provide for reporting of convictions of motor vehicle offenses committed on military installations. Upon motion of Senator McNeill Smith, the bill is recommitted to the Committee on Highway Safety.

S. B. 689, a bill to define the status of area mental health boards and to clarify the membership thereof. Senator Raynor offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 714, a bill to amend the date for validating a default judgment to remove cloud from title to real estate. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 718, a bill to provide for limited driving privileges in lieu of suspension or revocation. Upon motion of Senator Somers, the Committee amendment is adopted. The bill, as amended, passes its second reading. Senator Hardison moves that the bill, as amended, be recommitted to the Committee on Highway Safety, which motion fails to prevail. Senator Strickland objects to the third reading of the bill, as amended, and upon his motion the bill, as amended, is placed upon the Calendar for Monday, April 23.

H. B. 659, a bill to make the requirement of an annual health physical for barbers optional. Upon motion of Senator Taylor, consideration of the bill is postponed until Friday, April 20.

S. B. 157, Committee Substitute for S. B. 157, a bill to amend General Statute 14-17 to define murder in the first and second degree and provide punishment for murder, burglary and arson. Upon motion of Senator Allsbrook, the Committee Substitute bill is adopted. Upon motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Wednesday, April 25, and the Committee Substitute bill is made Special Order No. 1 of the day.

S. B. 158, Committee Substitute for S. B. 158, a bill to amend General Statute 14-21 to define rape and provide the punishment therefor. Upon motion of Senator Allsbrook, the Committee Substitute bill is adopted. Upon motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Wednesday, April 25, and the Committee Substitute bill is made Special Order No. 2 of the day.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way. Upon motion of Senator Staton, the bill is recommitted to the Committee on Natural and Economic Rsources.

S. B. 479, Committee Substitute for S. B. 479, a bill to amend the Workmen's Compensation Act to provide for a compulsory workmen's compensation law. Upon motion of Senator Saunders, the Committee Substitute bill is adopted and remains upon the Calendar.

S. B. 553, Committee Substitute for S. B. 553, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law. Upon motion of Senator Britt, the Committee Substitute bill is adopted and remains upon the Calendar.

S. B. 509, upon motion of Senator Britt, S. B. 509, a bill to provide for the election, terms, compensation, and additional powers of the Lumberton City Board of Education, is taken from the Calendar for Friday, April 20 and placed on the Calendar for Wednesday, April 25.

H. B. 994, upon motion of Senator Hardison, the rules are suspended and H. B. 994, a bill to amend Chapter 570 of the Session Laws of 1971 so as to allow the town of White Lake to dig ditches below a certain level in Bladen County, is removed from the Calendar for Monday, April 23 and placed on the Calendar for Friday, April 20.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 11:00 A.M.

SEVENTY-THIRD DAY

SENATE CHAMBER,
Friday, April 20, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Staton and Scott for today.

The President recognizes the following pages for their services in the Senate this week: Joan Sanderson, Four Oaks; Cathy Ann Newton, Raeford; Alice Mary Morgan, Raleigh; Nelie Leatherwood, Bryson City; John Bryan McMurry, Winston-Salem; Teresa Ann Guy, Raleigh; David K. Slavin, Rocky Mount; Stephen K. Zaytoun, Cary; John Devin Beasley, Fayetteville; Deborah Lee Ferrell, Moyock; Kelly Kevin McMurry, Winston-Salem; Bob Leak, Raleigh; Beth Craven, Raleigh; Pamela Pittman, Micro; Michele Roberson, Edenton; William E. Musslewhite, Jr., Lumberton; J. W. Musslewhite, Lumberton; Ruth S. McGaw, Windsor; Joey D. Davis, Seaboard; Gary W. Shores, Aulander;

Edward Allen Jones, Plymouth; Richard Browne, Winston-Salem; James A. Webster III, Winston-Salem; Thomas O. Gilmore, Jr., Greensboro; Michael Roberson, Durham.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 11:07 A.M. and sent to the office of the Secretary of State:

S. B. 128, an act to amend General Statute 7A-4.20 to allow judges of the superior court and district court who had been elected prior to January 1, 1973, and who attained the age of 70 after January 1, 1973, to serve out their terms.

S. B. 375, an act to amend General Statute 58-210, relating to life insurance, so as to provide that the maximum amount of life insurance on a debtor may be increased from $5,000 to $10,000.

S. B. 409, an act to amend General Statute 1-38 relating to the possession of real property with respect to color of title.

H. B. 33, an act to provide for the automatic restoration of citizenship.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 753, a bill to incorporate an area between the centerline of Catawba River and south right-of-way limit boundary line of Kirksey Drive in the corporate limits of the city of Morganton, with a favorable report.

H. B. 754, a bill to authorize the establishment of a county police department in Burke County, with a favorable report.

H. B. 748, a bill to revise and consolidate the charter of the town of Wake Forest and to repeal prior charter acts, with a favorable report.

H. B. 752, a bill to amend Chapter 926 of the 1947 Session Laws, as amended, establishing the Charlotte Firemen's Retirement System relating to investment of funds, with a favorable report.

H. B. 742, a bill to amend Chapter 261, Session Laws of 1967, to provide additional compensation for members of the Anson County Board of Education, with a favorable report.

H. B. 745, a bill authorizing the creation of the Chapel Hill Transit Authority, with a favorable report.

H. B. 746, a bill to amend Chapter 87 of the Session Laws of 1961 relating to the charter of the town of Chapel Hill, with a favorable report.

H. B. 747, a bill to provide for annexation by cities of areas not contiguous to the corporate limits upon unanimous petition of the property owners in such areas, with a favorable report.

H. B. 755, a bill to incorporate a part of "Jamestown Heights Subdivision" into the corporate limits of the city of Morganton, with a favorable report.

H. B. 765, a bill to abolish separate school tax districts in the area of Pitt County outside of the Greenville City School Administrative Unit and to establish one Pitt County School Administrative Unit in the area for all purposes and to provide for a supplemental tax levy for current expenses therein, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 828, by Senator Mullins, a bill to amend Chapter 18A of the General Statutes to provide for the redemption of beverage containers. Referred to Committee on Natural and Economic Resources.

S. J. R. 829, by Senator Rhyne, a joint resolution endorsing a bill introduced in the United States House of Respresentatives calling for an amendment to the United States Constitution allowing states to lawfully regulate and restrict the practice of abortion. Referred to Committee on Constitution.

S. B. 830, by Senator Kirby, a bill to amend General Statute 20-66 pertaining to annual motor vehicle registration to provide for semi-permanent registration plates and annual issuance of suitable stickers, tabs or devices for renewal of registration in lieu of new registration plates. Referred to Committee on Judiciary No. 2.

S. B. 831, by Senator Raynor, a bill to authorize approval of detention facilities by the local mental health directors. Referred to Committee on Mental Health.

S. B. 832, by Senator Alford, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information. Referred to Committee on Education.

S. B. 833, by Senator Alford, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract. Referred to Committee on Education.

S. B. 834, by Senator Coleman, a bill to amend General Statute 109-3 concerning the recordation of officials' bonds. Referred to Committee on Judiciary No. 2.

S. B. 835, by Senator Gudger, a bill to transfer the State Department and Commission of Correction to the Department of Justice. Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents. Referred to Committee on Manufacturing, Labor & Commerce.

H. B. 561, a bill to authorize the use of automatic tabulating equipment for counting ballots in elections in this State; establishing a system of voting whereby votes may be tabulated by electronic or automatic tabulating devices; and for other purposes. Referred to Committee on Election Laws.

H. B. 1110, a bill to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and County Police Force. Referred to Committee on Local Government and Regional Affairs.

S. B. 408, a bill to provide for the protection of the title to land in the State of North Carolina, for concurrence in the House amendment. Upon motion of Senator Deane, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 137, Committee Substitute for S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparations Act. Senator Folger moves that consideration of the bill be postponed until Tuesday, April 24. Senator Bob L. Barker offers a substitute motion that Committee Substitute for S. B. 137, be taken up for immediate consideration, which motion prevails. Senator Rhyne offers an amendment which is adopted. Upon motion of Senator Allen, the Committee amendments are adopted. Senator Folger offers an amendment which fails of adoption. Senator Sharpe offers an amendment. Senator Sharpe calls for the"ayes" and "noes" on his amendment, which call is sustained. The amendment offered by Senator Sharpe fails of adoption by roll call vote, ayes 14, noes 23, as follows: Those voting in the affirmative are: Senators Allsbrook, Britt, Coleman, Crawford, Folger, Godwin, Harrington, Hughes, Kirby, Moore, Mullins, Poovey, Sharpe, Strickland — 14. Those voting in the negative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Garrison, Hardison, Henley, Kincaid, Rauch, Raynor, Royall, Saunders, Lynwood Smith, McNeill Smith, Stallings, Taylor, Webster, White, Williamson — 23. The following pairs are announced: Senators Gudger "aye", Scott "no"; Deane "aye", Rhyne "no". Senator Gudger offers an amendment which fails of adoption. Senator Gudger offers a second amendment which is adopted. Senator Allen calls the previous question, which call is sustained. Senator Folger calls for the "ayes" and "noes", which call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 31, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Garrison, Godwin, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Moore, Mullins, Murrow, Rauch, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Taylor, Webster, White, Williamson — 31. Those voting in the negative are: Senators Britt, Coleman, Folger, Poovey, Strickland — 5. The following pairs are announced: Senators Rhyne "aye", Deane "no"; Bagnal "aye", Horton "no"; Scott "aye", Gudger "no". Upon objection of Senator Sharpe to its third reading, the Committee Substitute bill, as amended, remains on the Calendar.

H. B. 994, a bill to amend Chapter 570 of the Session Laws of 1971 so as to allow the town of White Lake to dig ditches below a certain level in Bladen County. Passes its second and third readings and is ordered enrolled.

S. B. 416, a bill relating to the classification, appraisal, valuation, assessment, and taxation of agricultural land, horticultural land, forest land, and open space land, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 30, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Godwin, Gudger, Hardison, Hughes, Kirby, Moore, Mullins, Murrow, Poovey, Raynor, Royall, Lynwood Smith, McNeill Smith, Stallings, Strickland, Webster, White, Williamson — 30. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 426, a bill to classify forest growth and exclude it from the property tax base, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 28, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Godwin, Gudger, Hardison, Hughes, Kirby, Mullins, Murrow, Poovey, Raynor, Royall, Lynwood Smith, McNeill Smith, Stallings, Strickland, Webster, White, Williamson — 28. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

Upon motion of Senator Godwin, the Senate adjourns to meet on Monday at 8:00 P.M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Monday, April 23, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Bob L. Barker and Staton for tonight.

H. B. 779, upon motion of Senator Allsbrook, H. B. 779, a bill to amend General Statute 106-225.3, relating to the sale of certain bakery products, so as to correct an error appearing therein, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Agriculture.

S. B. 411, upon motion of Senator Kirby, S. B. 411, a bill to amend General Statute 105-361 relating to the reporting of taxes due, is taken from the Committee on Finance and re-referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:21 P.M. and sent to the office of the Secretary of State:

H. B. 994, an act to amend Chapter 570 of the Session Laws of 1971 so as to allow the town of White Lake to dig ditches below a certain level in Bladen County.

S. B. 231, an act to permit treatment of mentally ill criminals at any mental health facility approved by the State Department of Mental Health.

S. B. 336, an act to amend the charter of the town of Elkin to regulate the presentation of claims.

S. B. 408, an act to provide for the protection of the title to land in the State of North Carolina.

S. B. 663, an act relating to the requirement of fees and the State Board of Cosmetic Art Examiners.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 836, by Senator Kirby, a joint resolution of commendation and congratulations to the city of Wilson on its selection as an "All-America" city. Upon motion of Senator Kirby, the rules are suspended and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

S. B. 837, by Senator Knox, a bill to amend the child labor law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions. Referred to Committee on Manufacturing, Labor and Commerce.

S. R. 838, by Senators Wilkie, Kincaid, Garrison, Sharpe, Rhyne, Hughes, and Mauney, a Senate resolution denouncing actress Jane Fonda. Referred to Committee on Rules and Operation of the Senate.

S. B. 839, by Senator Moore, a bill to amend Chapter 14 of the General Statutes by adding a new section requiring the signing of newspaper editorials. Referred to Committee on Judiciary No. 2.

S. B. 840, by Senators Scott, Royall, Hardison, Taylor, Robert J. Barker, and Blanchard, a bill to appropriate funds to the Department of Human Resources for the establishment and operation, within the Department, of a rural community health assistance division, and for the carrying out of the lawful programs of that division. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 146, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department). Referred to Committee on Courts and Judicial Districts.

H. B. 578, a bill to amend General Statute 111-1 so as to provide that two members of the North Carolina State Commission for the Blind be individuals who are blind. Referred to Committee on State Government.

H. J. R. 1174, a joint resolution honoring Commander James Martin Hickerson, United States Navy pilot, upon his release as a POW in North Vietman, where he was held in captivity for over five years. Upon motion of Senator Kincaid, the rules are suspended, and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 674, a bill concerning taxing districts in Guilford County, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Webster, White, Wilkie — 42. The bill remains upon the Calendar.

H. B. 701, a bill to incorporate the town of Pine Knoll Shores in Carteret County, subject to an election, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Webster, White, Wilkie — 42. The bill remains upon the Calendar.

S. B. 294, a bill to provide for the enforcement of welfare liens in Avery County and for the disposition of the proceeds of sales under the liens. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 637, a bill prohibiting the running and chasing of fox with dogs between January 1 and September 1 in Carteret County. Upon motion of Senator Stallings, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 649, a bill to prohibit the taking of game from certain public highways in Martin County. Passes its second and third readings and is ordered enrolled.

H. B. 683, a bill to prohibit the use of any gun of a caliber larger than .22 for hunting in Perquimans County. Upon motion of Senator Godwin, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 684, a bill to prohibit hunting or taking of bear in Dare County. Passes its second and third readings and is ordered enrolled.

H. B. 685, a bill prohibiting the running and chasing of deer with dogs between March 1 and June 30 in Dare County. Passes its second and third readings and is ordered enrolled.

H. B. 704, a bill to amend Chapter 874 of the Session Laws of 1947 relating to the distribution of profits from ABC stores in Carteret County. Passes its second and third readings and is ordered enrolled.

H. B. 977, a bill to provide a supplemental retirement fund for firemen in the town of Tarboro and to modify the application of General Statute 118-5, 118-6 and 118-7 to the town of Tarboro. Passes its second and third readings and is ordered enrolled.

S. B. 523, a bill to make clarifying amendments to the levy and release-refund provisions of the Machinery Act of 1971, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

S. B. 615, a bill to amend General Statute 136-41.1, General Statute 105-113.86, and General Statute 105-213 with regard to distribution of gas and intangible tax revenues to cities and counties according to their population, upon second reading. Upon motion of Senator Mills, the Committee amendment, held not to be material, is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. Those voting in the negative are: Senator Rhyne — 1. The bill, as amended, remains upon the Calendar.

H. B. 366, a bill to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Strickland, Webster, White, Williamson — 44. The bill remains upon the Calendar.

S. B. 137, Committee Substitute for S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparation Act, as amended, upon third

reading. Senator Strickland reads a statement and moves that it be placed in the Journal, which motion prevails. (The text of Senator Strickland's statement appears in the Appendix.) Senator Coleman offers an amendment which fails of adoption. Senator Gudger offers an amendment which fails of adoption. Senator Somers offers an amendment which fails of adoption. Senator Godwin offers an amendment. Senator Godwin calls the previous question, which call is sustained. The amendment offered by Senator Godwin is adopted. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 577, a bill to amend Article 6 of Chapter 15 of the General Statutes to authorize law enforcement officers to arrest upon outstanding warrants not in the possession of the arresting officer, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, April 24, 1973.

The Senate meets purusant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend John W. Fulton, D.D., Pastor of the Raleigh Moravian Church.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon this motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 661, Senator Kirby moves that S. B. 661, a bill for the private protective services, be taken from the Committee on Finance and re-referred to a Judiciary Committee which motion prevails. The President refers the bill to the Committee on Judiciary No. 2.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

H. B. 649, an act to prohibit the taking of game from certain public highways in Martin County.

H. B. 684, an act to prohibit hunting or taking of bear in Dare County.

H. B. 685, an act prohibiting the running and chasing of deer with dogs between March 1 and June 30 in Dare County.

H. B. 704, an act to amend Chapter 874 of the Session Laws of 1947 relating to the distribution of profits from ABC stores in Carteret County.

H. B. 977, an act to provide a supplemental retirement fund for firemen in the town of Tarboro and to modify the application of General Statute 118-5, 118-6 and 118-7 to the town of Tarboro.

H. J. R. 1174, a joint resolution honoring Commander James Martin Hickerson, United States Navy pilot, upon his release as a POW in North Vietnam, where he was held in captivity for over five years.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

H. B. 713, a bill to authorize the transportation of up to five gallons of alcoholic beverages on a state-wide basis, with a favorable report.

By Senator Scott, for the Committee on Appropriations:

S. J. R. 711, a joint resolution requiring submission of audit reports for grant-in-aid programs to the Legislative Fiscal Research Division, with a favorable report.

S. J. R. 654, a joint resolution authorizing and directing that a study be made of the existing State budget format and the alignment of responsibilities of the Appropriation Subcommittees, with a favorable report.

S. B. 700, a bill to amend General Statute 7A-133 to increase by one the maximum number of magistrates authorized for Lenoir County, with a favorable report.

S. B. 363, a bill to amend Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Pension Fund, with a favorable report.

S. B. 454, a bill to amend General Statute 15-183 to require the State Department of Correction to assume full financial responsibility for persons committed for appellate safekeeping, with a favorable report.

By Senator Knox, for the Committee on Courts and Judicial Districts:

H. B. 146, a bill to make various minor technical and editorial amendments in General Statute, Chapter 7A (Judicial Department), with a favorable report, as amended.

By Senator Kirby, for the Committee on Finance:

S. B. 705, a bill to amend General Statute 105-275 of the General Statutes of North Carolina, with a favorable report.

S. B. 732, a bill to permit taxing counties to choose methods of distributing local sales and use taxes on an annual basis, with a favorable report.

S. B. 748, a bill to make son-in-law or daughter-in-law a Class A beneficiary, with a favorable report.

H. B. 470, a bill to amend General Statute 20-88 to equalize the rates for property hauling vehicles, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 817, a bill to rewrite General Statute 14-203 to enlarge the definition of prostitution, with a favorable report, as amended.

S. B. 217, a bill to prohibit falsely representing a substance to be a controlled substance, with a favorable report, as amended.

S. B. 631, a bill to provide for attachment or garnishment and lien for ambulance service in all 100 counties, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 735, a bill to amend General Statute 47-108.11 to validate instruments regarding real property registered prior to January 1, 1969, which do not contain seals, with a favorable report.

S. B. 717, a bill to amend Chapter 17A relating to the Criminal Justice Training and Standards Council, with a favorable report.

S. B. 834, a bill to amend General Statute 109-3 concerning the recordation of officials' bonds, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

S. B. 831, a bill to authorize approval of detention facilities by the local mental health directors, with a favorable report.

H. B. 885, a bill to amend General Statute 122-35.19(2) concerning budgeting procedures, with a favorable report, as amended.

S. B. 337, a bill to prohibit the withholding of funds from local mental health units, with a favorable report.

H. B. 545, a bill to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insanity, with a favorable report, as amended.

H. B. 373, Committee Substitute for H. B. 373, a bill to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded, with a favorable report, as amended.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. J. R. 1085, a joint resolution commending the efforts of the Cumberland County United Effort for Drug and Alcohol Rehabilitation, with a favorable report.

H. J. R. 1113, a joint resolution honoring Lt. Commander Wilson Denver Key, United States Navy, upon his release as a POW in North Vietnam where he was held in captivity for over five years, with a favorable report.

S. J. R. 754, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States, with a favorable report.

By Senator Harrington, for the Committee on Transportation:

S. B. 569, a bill to authorize the Department of Transportation and Highway Safety to provide for a mass transportation division, with a favorable report.

By Senator Mauney, for the Committee on Veterans and Military Affairs:

S. B. 743, a bill to provide scholarships for children of war veterans who attend a technical institute, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 841, by Senators Scott and Royall, a bill to transfer certain functions of the Murdoch Center Mental Health Training Institute to the Child Development Center at the University of North Carolina at Chapel Hill. Referred to Committee on Public Health and Resources.

S. J. R. 842, by Senators Wilkie, Hughes and Sharpe, a joint resolution of the House of Representatives and the Senate memorializing the Congress of the United States to call a Constitutional Convention for the purpose of proposing an amendment to the Constitution of the United States authorizing voluntary prayers and bible readings in the public schools of any state. Referred to Committee on Rules and Operation of the Senate.

S. B. 843, by Senators Wilkie, Hughes and Sharpe, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and bible reading in the public schools. Referred to Committee on State Policies.

S. B. 844, by Senators Britt, Kirby, Strickland and Bahakel, a bill to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry. Referred to Committee on Judiciary No. 2:

S. B. 845, by Senator Kirby, a bill to change the name of Eastern North Carolina Sanatorium to Eastern North Carolina Hospital and other purposes. Referred to Committee on Judiciary No. 2.

S. B. 846, by Senators Staton, Folger, Horton and Lynwood Smith, a bill to amend the Workmen's Compensation Act regarding benefits. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 847, by Senators Staton, Folger, Horton and Lynwood Smith, a bill to amend the Workmen's Compensation Act regarding occupational hearing loss. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 848, by Senators Staton, Folger, Horton and Lynwood Smith, a bill to increase Workmen's Compensation benefits for loss of hands and arms. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 849, by Senators Staton, Folger, Horton and Lynwood Smith, a bill to provide three additional copies of the Appellate Division Reports to the North Carolina Industrial Commission. Referred to Committee on Manufacturing, Labor and Commerce.

S. B. 850, by Senator Staton, a bill to amend the Workmen's Compensation Act regarding coverage of employers of farm laborers and domestic servants. Referred to Committee on Manufacturing, Labor and Commerce.

Upon motion of Senator Rhyne, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 851, by Senator Rhyne, a bill to abolish the Rural Police Department of Gaston County. Referred to Committee on Local Government and Regional Affairs.

S. B. 852, by Senators Bahakel, Wilkie, Allsbrook, Allen, Godwin, Alford, Harrington, Britt, Webster, Knox, Moore, Mullins, Staton, Butner, Bagnal, Poovey, Sharpe, Garrison, Kincaid, Rhyne, Crawford, Murrow, Hardison, Mills, Mauney, Coleman, Kirby, Folger, Royall, Saunders, Lynwood Smith, Deane, Henley, Blanchard, Rountree, Somers, White, Raynor, Strickland, Williamson and Hughes, a bill to create a Crime Study Commission. Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 94, Committee Substitute for H. B. 94, a bill to amend Article 20 of Chapter 163 of the General Statutes so as to permit absentee voting. Referred to Committee on Election Laws.

H. B. 102, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics. Referred to Committee on Finance.

H. B. 1063, Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways. Referred to Committee on Transportation.

H. B. 296, Committee Substitute for H. B. 296, a bill to protect the public health by insuring proper regulation of ground absorption sewage disposal systems. Referred to Committee on Natural and Economic Resources.

H. B. 871, a bill to amend the civil process fee relating to execution fees of the sheriff. Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 674, a bill concerning taxing districts in Guilford County, upon third reading. The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill is ordered enrolled.

H. B. 701, a bill to incorporate the town of Pine Knoll Shores in Carteret County subject to an election, upon third reading. The bill passes its third

reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill is ordered enrolled.

H. B. 745, a bill authorizing the creation of the Chapel Hill Transit Authority, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 746, a bill to amend Chapter 87 of the Session Laws of 1961 relating to the charter of the town of Chapel Hill, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 748, a bill to revise and consolidate the charter of the town of Wake Forest and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 753, a bill to incorporate an area between the centerline of Catawba River and south right-of-way limit boundary line of Kirksey Drive in the corporate limits of the city of Morganton, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 755, a bill to incorporate a part of "Jamestown Heights Subdivision" into the corporate limits of the city of Morganton, upon second reading. Senator Horton offers an amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill, as amended, remains on the Calendar.

H. B. 765, a bill to abolish separate school tax districts in the area of Pitt County outside of the Greenville City School Administrative Unit and to establish one Pitt County School ADministrative Unit in the area for all purposes and to provide for a supplemental tax levy for current expenses therein, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 742, a bill to amend Chapter 261, Session Laws of 1967, to provide additional compensation for members of the Anson County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 752, a bill to amend Chapter 926 of the 1947 Session Laws, as amended, establishing the Charlotte Firemen's Retirement System relating to investment of funds. Passes its second and third readings and is ordered enrolled.

H. B. 754, a bill to authorize the establishment of a county police department in Burke County. Passes its second and third readings and is ordered enrolled.

S. B. 137, Committee Substitute for S. B. 137, Senator Godwin moves that Committee Substitute for S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparations and No Fault Insurance Act, be recalled from the Engrossing Office and placed on today's Calendar for immediate consideration, which motion prevails.

S. B. 137, Committee Substitute for S. B. 137, a bill to be known as the North Carolina Motor Vehicle Accident Reparations and No Fault Insurance Act. Upon motion of Senator Godwin, the vote by which the Committee Substitute bill passes its third reading is reconsidered. Upon motion of Senator Godwin, the vote by which his amendment offered on April 23 was adopted is reconsidered, and he withdraws the amendment. Senator Godwin offers an amendment. Upon motion of Senator Moore, the amendment is divided into two parts. Senator Gudger offers an amendment. Senator Kincaid calls for the "ayes" and "noes" on Senator Gudger's amendment, and

the call is sustained. Senator Godwin requests to be excused from voting on the amendment offered by Senator Gudger, which request, without objection, is granted. The amendment fails of adoption by roll call vote, ayes 16, noes 32, as follows: Those voting in the affirmative are: Senators Allsbrook, Crawford, Deane, Folger, Gudger, Horton, Kirby, Mauney, Moore, Poovey, Rhyne, Rountree, Sharpe, Somers, Staton, Strickland — 16. Those voting in the negative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Garrison, Hardison, Harrington, Henley, Hughes, Kincaid, Knox, Mills, Mullins, Murrow, Rauch, Raynor, Royall, Saunders, Lynwood Smith, McNeill Smith, Stallings, Taylor, Webster, White, Wilkie, Williamson — 32. Senator Godwin moves that the Senate consider the second part of his amendment first, which motion prevails. Senator Kincaid calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Godwin is adopted by roll call vote, ayes 41, noes 8, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Williamson — 41. Those voting in the negative are: Senators Bagnal, Hughes, Kincaid, Murrow, Rauch, Rhyne, Taylor, Wilkie — 8. Upon motion of Senator Godwin, part one of his amendment is adopted. Senator Allsbrook offers an amendment which is adopted. Senator Allen calls the previous question. Senator Coleman offers an amendment. Senator Hardison seconds the call for the previous question. Senator Coleman calls for the "ayes" and "noes" on his amendment and the call is sustained. The amendment offered by Senator Coleman fails of adoption by roll call vote, ayes 19, noes 28, as follows: Those voting in the affirmative are: Senators Allsbrook, Blanchard, Britt, Coleman, Deane, Folger, Godwin, Hughes, Kirby, Mauney, Poovey, Rhyne, Rountree, Somers, Stallings, Staton, Strickland, Wilkie, Williamson — 19. Those voting in the negative are: Senators Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Crawford, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, Taylor, Webster, White — 28. The call for the previous question is sustained. Senator Rhyne calls for the "ayes" and "noes" on the third reading of the Committee Substitute bill, as amended, which call is sustained. The Committee Substitute bill, as amended, passes its third reading by roll call vote, ayes 36, noes 13, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Royall, Saunders, Lynwood Smith, McNeill Smith, Stallings, Staton, Taylor, Webster, White, Williamson — 36. Those voting in the negative are: Senators Coleman, Deane, Folger, Horton, Hughes, Kincaid, Poovey, Rhyne, Rountree, Sharpe, Somers, Strickland, Wilkie — 13. The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 523, a bill to make clarifying amendments to the levy and release-refund provisions of the Machinery Act of 1971, upon third reading. The bill

passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Taylor, Webster, Williamson — 39. The bill is ordered sent to the House of Representatives.

S. B. 615, a bill to amend General Statute 136-41.1, General Statute 105-113.86 and General Statute 105-213 with regard to distribution of gas and intangible tax revenues to cities and counties according to their population, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 34, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rountree, Royall, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Williamson — 34. Those voting in the negative are: Senator Rhyne. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 366, a bill to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent, upon third reading. The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Lynwood Smith, McNeill Smith, Somers, Taylor, Webster, White, Wilkie — 40. The bill is ordered enrolled.

H. B. 747, a bill to provide for annexation by cities of areas not contiguous to the corporate limits upon unanimous petition of the property owners in such areas, upon second reading. Upon motion of Senator Bob L. Barker, consideration of the bill is postponed until tomorrow, April 25.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, April 25, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senators Knox and Saunders for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:37 P.M. and sent to the office of the Secretary of State:

H. B. 366, an act to amend Chapter 55 to set a maximum fee to be charged by the Secretary of State upon the change of address of a registered corporate agent.

H. B. 674, an act concerning taxing districts in Guilford County.

H. B. 683, an act to prohibit the use of any rifle of a caliber larger than .22 for hunting in Perquimans County.

H. B. 701, an act to incorporate the town of Pine Knoll Shores in Carteret County subject to an election.

H. B. 742, an act to amend Chapter 261, Session Laws of 1967, to provide additional compensation for members of the Anson County Board of Education.

H. B. 752, an act to amend Chapter 926 of the 1947 Session Laws, as amended, establishing the Charlotte Firemen's Retirement System relating to investment of funds.

H. B. 754, an act to authorize the establishment of a county police department in Burke County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

S. B. 552, a bill to amend Article 25A of Chapter 126 of the General Statutes, the North Carolina Egg Law, so as to remove certain exemptions contained therein, with a favorable report, as amended.

H. B. 779, a bill to amend General Statute 106-225.3, relating to the sale of certain bakery products, so as to correct an error appearing therein, with a favorable report.

By Senator Scott, for the Committee on Appropriations:

S. B. 540, a bill to amend General Statute 7A-41 to authorize an additional resident superior court judge in various judicial districts, with a favorable report.

S. B. 541, a bill to amend General Statute 7A-133 to authorize an additional district court judge in various district court districts, with a favorable report (as amended by Courts and Judicial Districts).

S. B. 125, Committee Substitute for S. B. 125, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education, with a favorable report.

S. B. 456, Committee Substitute for S. B. 456, a bill to provide for the acquisition of portraits of Chief Justices of the Supreme Court of North Carolina, with a favorable report.

S. B. 605, a bill to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts, with a favorable report, as amended.

S. B. 736, a bill to amend General Statute 115-159.1 as it relates to the salary of a teacher injured during an episode of violence, with a favorable report.

By Senator Moore, for the Committee on Election Laws:

S. B. 733, a bill to make uniform the procedure for employment and dismissal of executive secretaries of county boards of elections, with a favorable report, as amended.

H. B. 85, Committee Substitute for H. B. 85, a bill relating to the recommendation and appointment of precinct officials, with a favorable report.

H. B. 503, a bill to validate elections previously held in and for municipalities, special districts, and school districts pursuant to subchapter IX of Chapter 163 of the General Statutes, with a favorable report.

H. B. 144, a bill to prohibit political campaign material from being placed on State highway right-of-way, with a favorable report.

H. B. 502, a bill to repeal Chapter 1039, Session Laws of 1969, with a favorable report.

By Senator Henley, for the Committee on Insurance:

S. B. 669, a bill to provide for insurance coverage for newborn infants, with a favorable report.

H. B. 454, a bill to amend General Statute 58-79.2 so as to permit the issuance of variable life insurance contracts, with a favorable report.

By Senator Folger (Vice-Chairman), for the Committee on Manufacturing, Labor and Commerce:

S. B. 849, a bill to provide three additional copies of the Appellate Division Reports to the North Carolina Industrial Commission, with a favorable report.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way, with a favorable report, as amended.

S. J. R. 668, a joint resolution supporting Ashe and Alleghany Counties, and the States of North Carolina, Virginia, and West Virginia in opposing the construction of the Blue Ridge Project, with a favorable report.

S. B. 651, a bill to provide an economic development program to aid fishermen of North Carolina, with a favorable report.

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws, with a favorable report, as amended.

S. B. 244, a bill to establish a program for the control of pollution from sedimentation, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Staton, the Committee Substitute bill is placed upon today's Calendar.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

S. B. 16, a bill concerning ethics and conflicts of interest of public officials, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Allen, the Committee Substitute bill is placed upon the Calendar for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of, as follows:

S. B. 853, by Senator Bahakel, a bill to appropriate the sum of $50,000 to the Crime Study Commission. Referred to Committee on Appropriations.

S. B. 854, by Senators Bahakel, Knox, Moore, and Mullins, a bill to amend Chapter 62 of the Gneral Statutes to provide that the town of Pineville's telephone system shall be subject to the regulatory jurisdiction of the North Carolina Utilities Commission. Referred to Committee on Public Utilities.

S. B. 855, by Senator Kirby, a bill to change the names of North Carolina Sanatorium for the Treatment of Tuberculosis to McCain Hospital and Gravely Sanatorium at Chapel Hill to Gravely Hopsital. Referred to Committee on State Government.

S. B. 856, by Senators Sharpe, Poovey, Hughes, and Kincaid, a bill amending General Statute 113-105 and General Statute 113-105.2 relating to the propogation and sale of pen-raised quail. Referred to Committee on Wildlife.

S. B. 857, by Senators Garrison, Lynwood Smith, Stallings, Kirby, Staton, Strickland, and Taylor, a bill to create a State Land Policy Council to develop State policy with respect to land use and land management for the protection of the environment and the conservation of the basic land resource. Referred to Committee on State Policies.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 333, Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government. Referred to Committee on Finance.

H. B. 664, a bill to rewrite General Statute 152-7(2) to provide for the selection of a jury at a coroner's inquest. Referred to Committee on Courts and Judicial Districts.

H. B. 743, a bill to amend General Statute 58-260 with regard to payment of disability payments under certain policies of insurance. Referred to Committee on Insurance.

H. B. 744, a bill to amend General Statute 57-1 to include chiropractors. Referred to Committee on Insurance.

H. B. 806, a bill to provide for the distribution of funds to area mental health programs. Referred to Committee on Mental Health.

H. B. 886, a bill to require proper markings on all apples including those shipped into North Carolina. Referred to Committee on Agriculture.

H. B. 895, a bill to amend Chapter 212, Private Laws of 1899, the charter of the town of Hildebran. Referred to Committee on Local Government and Regional Affairs.

H. B. 946, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the district court after affirmation by the Court of Appeals or Supreme Court. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

H. B. 957, a bill to amend General Statute 115-11(13) directing the State Board of Education to provide sick leave for all public school employees. Referred to Committee on Education.

H. B. 979, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants. Referred to Committee on Wildlife.

H. B. 980, a bill to amend General Statute 113-109(a) with respect to revocation of hunting licenses. Referred to Committee on Wildlife.

H. B. 1062, a bill amending Chaper 126 of the General Statutes with regard to the appeals of State and local employees to the State Personnel Board. Referred to Committee on State Government.

H. B. 1083, a bill to amend General Statute 126-2 relating to the State Personnel Board. Referred to Committee on State Government.

H. J. R. 1221, a joint resolution commending the Vocational Industrial Clubs of America. Upon motion of Senator Royall, the rules are suspended and the resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

S. B. 608, a bill to provide for issuance of juvenile petitions in after-hour emergencies, for concurrence in the House amendment. Upon motion of Senator Gudger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 611, a bill to clarify legislative purpose in exercising juvenile jurisdiction, for concurrence in the House amendment. Upon motion of Senator Gudger, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 745, a bill authorizing the creation of the Chapel Hill Transit Authority, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 746, a bill to amend Chapter 87 of the Session Laws of 1961 relating to the charter of the town of Chapel Hill, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 748, a bill to revise and consolidate the charter of the town of Wake Forest and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 753, a bill to incorporate an area between the centerline of Catawba River and south right-of-way limit boundary line of Kirksey Drive in the corporate limits of the city of Morganton, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 755, a bill to incorporate a part of "Jamestown Heights Subdivision" into the corporate limits of the city of Morganton, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows: These voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner,

Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 765, a bill to abolish separate school tax districts in the area of Pitt County outside of the Greenville City School Administrative Unit and to establish one Pitt County School Administrative Unit in the area for all purposes and to provide for a supplemental tax levy for current expenses therein, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

S. B. 509, a bill to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education. Upon motion of Senator Britt, consideration of the bill is postponed until Friday, April 27.

H. B. 153, upon motion of Senator Crawford, H. B. 153, a bill to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits recieved by retired armed forces personnel, is removed from its assigned place on today's Calendar and taken up for immediate consideration.

H. B. 153, a bill to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits received by retired armed forces personnel.
Senator McNeill Smith offers an amendment, which fails of adoption.
Senator McNeill Smith offers a second amendment, which fails of adoption.
Senator Rhyne calls for the "ayes" and "noes" on the second reading of the bill. The call is sustained. Senator McNeill Smith offers a third amendment, which fails of adoption. The bill passes its second reading by roll call vote, ayes 40, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rountree, Royall, Sharpe, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 40. Those voting in the negative are: Senators Bob L. Barker, Robert J. Barker, Horton, Rhyne, McNeill Smith — 5. Upon objection of Senator Horton to its third reading, the bill remains upon the Calendar.

H. B. 747, a bill to provide for annexation by cities of areas not contiguous to the corporate limits upon unanimous petition of the property owners in such areas, upon second reading. Upon motion of Senator Bob L. Barker, the bill is re-referred to the Committee on State Policies.

S. B. 718, a bill to provide for limited driving privileges in lieu of suspension or revocation, as amended, upon third reading. Senator Strickland moves

that the bill, as amended, be recommitted to the Committee on Highway Safety, which motion fails to prevail. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER NO. 1

S. B. 157, Committee Substitute for S. B. 157

The hour having arrived for the consideration of Special Order No. 1, the President lays before the Senate the Special Order, it being Committee Substitute for S. B. 157, a bill to amend General Statute 14-17 murder defined and punishment provided for murder, burglary and arson. Senator Mullins offers an amendment, which fails of adoption. Senator Mullins offers a second amendment. Senator Gudger calls the previous question, seconded by Senator Staton. The call is sustained. Senator Mullins calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Mullins fails of adoption by roll call vote, ayes 12, noes 25, as follows: Those voting in the affirmative are: Senators Bob L. Barker, Coleman, Hardison, Kincaid, Mullins, Murrow, Sharpe, McNeill Smith, Somers, Strickland, Taylor, Wilkie — 12. Those voting in the negative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Gudger, Harrington, Mauney, Mills, Moore, Poovey, Raynor, Rhyne, Scott, Lynwood Smith, Staton, Webster, White, Williamson — 25. Senator Rhyne offers an amendment, which fails of adoption. The bill passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER NO. 2

S. B. 158, Committee Substitute for S. B. 158

The hour having arrived for the consideration of Special Order No. 2, the President lays before the Senate the Special Order, it being Committee Substitute for S. B. 158, a bill to amend General Statute 14-21 to define rape and provide the punishment therefor. Upon motion of Senator Allsbrook, consideration of the Committee Substitute bill is postponed until Thursday, April 26, and the Committee Substitute bill is made Special Order No. 1 of the day.

S. B. 16, Committee Substitute for S. B. 16, a bill to be known as the Legislative Ethics Act. Upon motion of Senator Allen, the Committee Substitute is adopted and the Committee Substitute bill remains upon the Calendar.

S. B. 244, Committee Substitute for S. B. 244, a bill to establish a program for the control of pollution from sedimentation. Upon motion of Senator Staton, the Committee Substitute bill is adopted and the Committee Substitute bill remains upon the Calendar.

H. B. 100

H. B. 101, upon motion of Senator Royall, H. B. 100, a bill to amend the Hospital, Medical and Dental Service Corporation Act to provide for reimbursement for certain acts and services of certain nurses, and H. B. 101, a bill to amend the Insurance Act to provide for reimbursement for certain acts and services of certain nurses, are taken from the Committee on Public Health and Resources and re-referred to the Committee on Insurance.

Upon motion of Senator Rhyne, the Senate adjourns to meet tomorrow at 2:30 P.M.

SEVENTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, April 26, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:35 P.M. and sent to the office of the Secretary of State:

S. B. 608, an act to provide for the issuance of juvenile petitions in after-hour emergencies.

S. B. 611, an act to clarify legislative purpose in exercising juvenile jurisdiction.

H. B. 745, an act authorizing the creation of the Chapel Hill Transit Authority.

H. B. 746, an act to amend Chapter 87 of the Session Laws of 1961 relating to the charter of the town of Chapel Hill.

H. B. 748, an act to revise and consolidate the charter of the town of Wake Forest and to repeal prior charter acts.

H. B. 753, an act to incorporate an area between the centerline of Catawba River and south right-of-way limit boundary line of Kirksey Drive in the corporate limits of the city of Morganton.

H. B. 765, an act to abolish separate school tax districts in the area of Pitt County outside of the Greenville City School Administrative Unit and to establish one Pitt County School Administrative Unit in the area for all purposes and to provide for a supplemental tax levy for current expenses therein.

S. J. R. 697, a joint resolution providing for the procedure for nominating and electing members of the Board of Governors of the University of North Carolina.

S. J. R. 836, a joint resolution of commendation and congratulations to the city of Wilson on its selection as an "All-America" City.

H. J. R. 1221, a joint resolution commending the Vocational Industrial Clubs of America.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Knox, for the Committee on Courts and Judicial Districts:

H. B. 376, a bill to reenact General Statute 31-31.1 so as to validate certain acts of notaries public and deputy clerks of the superior court which have been performed since 1945, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 436, a bill requiring licensing and bonding of grain dealers, with a favorable report, as amended by the Committee on Agriculture.

H. B. 102, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics, with a favorable report, as amended.

S. B. 387, a bill to clarify and expand the grant of tax relief for the property of elderly persons with limited incomes, with a favorable report, as amended.

S. B. 414, a bill to amend General Statute 105-164.14 relating to sales tax refunds, with a favorable report, as amended.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 852, a bill to create a crime study commission, with a favorable report, as amended.

H. B. 156, a bill to require the identification of all drugs by label, with a favorable report, as amended.

H. B. 267, a bill to provide for the admissibility of dying declarations in all civil and criminal actions, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 555, a bill to amend General Statute 104B-10 to correct a technical error, with a favorable report.

H. B. 559, a bill to amend General Statute 105-361 relating to the reporting of taxes due, with a favorable report.

S. B. 845, a bill to change the name of Eastern North Carolina Sanatorium to Eastern North Carolina Hospital and other purposes, with a favorable report.

S. B. 649, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act", with a favorable report.

S. B. 830, a bill to amend General Statute 20-66 pertaining to annual motor vehicle registration to provide for semi-permanent registration plates and annual issuance of suitable stickers, tabs or devices for renewal of registration in lieu of new registration plates, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 1112, a bill to amend Chapter 72 of the 1971 Session Laws relating to the appointment of special deputies in Columbus County, with a favorable report.

H. B. 1110, a bill to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and County Police Force, with a favorable report.

H. B. 1111, a bill conforming Chapter 101 of the 1973 Session Laws to the Local Government Budget and Fiscal Control Act, with a favorable report.

H. B. 876, a bill establishing the Buncombe County Personnel Advisory Board, with a favorable report.

H. B. 1109, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit, with a favorable report.

S. B. 459, a bill to amend Chapter 160 of the General Statutes to exempt Rowan County from certain annexation laws, with a favorable report.

H. B. 341, a bill amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose, with a favorable report.

H. B. 643, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling facancies of the County Board of Education in Jackson County, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Stallings, the Senate Committee Substitute bill is placed on the Calendar for today.

H. B. 696, Committee Substitute for H. B. 696, a bill to require the disclosure of property interests and assets by Guilford County officials, with a favorable report.

By Senator Rauch, for the Committee on State Government:

H. B. 618, Committee Substitute for H. B. 618, a bill to alter the membership of the Board of Trustees of the Teachers' and State Employees' Retirement System, with a favorable report.

S. B. 543, a bill to amend General Statute 126-8 with regard to the amount of vacation leave which is to be granted to each State employee, with a favorable report.

S. B. 545, a bill to amend General Statute 128-26(e) and General Statute 135-4(e) so as to allow a person to restore an inactive account in either retirement system by lump sum payment regardless of which system closed the account, with a favorable report.

H. B. 264, a bill to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil, and tires on State contract, with a favorable report.

By Senator Garrison, for the Committee on State Policies:

S. B. 731, a bill to prevent the accumulation of beverage containers as solid waste by providing for the redemption thereof, with an unfavorable report.

H. B. 407, a bill to protect baby animals sold as pets by requiring that they be at least eight weeks of age before sale, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 858, by Senator Henley, a bill to provide financial assistance to educate family physicians and primary care physicians to practice in North Carolina. Referred to Committee on Appropriations.

S. B. 859, by Senator Allen, a bill to amend the Workmen's Compensation Act regarding coverage of elected officials. Referred to Committee on Manufacturing, Labor and Commerce.

Upon motion of Senator Allen, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 860, by Senators Henley and Raynor, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education. Referred to Committee on Local Government and Regional Affairs.

S. B. 861, by Senator Folger, a bill relating to zoning by Surry County and the municipalities located therein. Referred to Committee on Local Government and Regional Affairs.

S. B. 862, by Senator Knox, by request, a bill to postpone the granting of tenure to teachers under the Teacher Tenure Act and to eliminate the tenuring of administrators in particular positions. Referred to Committee on Education.

S. B. 863, by Senator Knox, a bill to amend General Statute 44A-2 to provide a possessory lien on mobile homes for rental of lot. Referred to Committee on Judiciary No. 1.

S. B. 864, by Senators Godwin and Harrington, a bill to amend General Statute 105-449 to provide an exemption from the State gasoline tax of motor fuels used in nonprofit, nonpublic school transportation. Referred to Committee on Finance.

S. B. 865, by Senator McNeill Smith, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina. Referred to Committee on Highway Safety.

S. J. R. 866, by Senators White and Allsbrook, a joint resolution honoring Major William Henry Hardy, United States Army, upon his return to the United States from North Vietnam where he was held a prisoner of war for almost six years. Upon motion of Senator White, the rules are suspended and the resolution is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 944, a bill to clarify State policy in certain juvenile cases. Referred to Committee on Social Rehabilitation and Control and Law Enforcement.

H. B. 988, a bill to amend General Statute 7A-102 to authorize deputy clerks of superior court to take acknowledgments of attestations of wills. Referred to Committee on Courts and Judicial Districts.

H. B. 797, a bill to provide for the appointment and qualifications of a commissioner of mental health and for administrators and chiefs of medical services of mental hospitals and residential centers for the mentally retarded. Referred to Committee on Mental Health.

H. B. 933, Committee Substitute for H. B. 933, a bill to clarify the provisions of General Statute 108-45 pertaining to the confidentiality of welfare records. Referred to Committee on Public Health and Resources.

H. B. 934, a bill to authorize payments from the State Fund for medical assistance to intermediate care facilities. Referred to Committee on Public Health and Resources.

H. B. 935, a bill to prescribe limitations on eligibility for State foster home fund benefits. Referred to Committee on Public Health and Resources.

H. B. 337, Committee Substitute for H. B. 337, a bill to require the recordation of the order of approval of sanitary landfill sites, in order to protect subsequent purchasers of the site. Referred to Committee on Local Government and Regional Affairs.

H. J. R. 764, a joint resolution requesting the Legislative Research Commission to study the merits of a North Carolina lifetime savings plan. Referrred to Committee on State Government.

H. B. 855, a bill to require certain governmental units including independent boards, agencies, commissions and authorities in Mecklenburg County to refer all capital projects to the Charlotte-Mecklenburg Planning Commission for review. Referred to Committee on Local Government and Regional Affairs.

H. B. 879, a bill to provide a supplemental reitrement fund for firemen in the city of Statesville and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Statesville. Referred to Committee on Local Government and Regional Affairs.

H. B. 914, a bill to amend Chapter 199, private Laws of 1889, to provide for the election of the mayor and board of commissioners in the town of Blowing Rock. Referred to Committee on Local Government and Regional Affairs.

H. B. 953, a bill amending Chapter 1073 of the 1959 Session Laws, relating to the issuance of pistol permits in Union County. Referred to Committee on Local Government and Regional Affairs.

H. B. 1026, a bill to exclude a certain area of land from the corporate limits of the city of Asheboro. Referred to Committee on Local Government and Regional Affairs.

H. B. 1092, a billl to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores. Referred to Committee on Local Government and Regional Affairs.

H. B. 1147, a bill to provide staggered terms for the members of the West Smithfield Sanitary District Board. Referred to Committee on Local Government and Regional Affairs.

H. B. 1218, a bill to amend Chapter 2 Private Laws of 1925, to provide for the election and term of office of the mayor and governing body of the town of Forest City. Referred to Committee on Local Government and Regional Affairs.

S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery, for concurrence in the House amendment. Upon motion of Senator Kirby, the bill is placed on the Calendar for Wednesday, May 2, for concurrence in the House amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 700, a bill to amend General Statute 7A-133 to increase by one the maximum number of magistrates authorized for Lenoir County. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 470, a bill to amend General Statute 20-88 to equalize the rates for property hauling vehicles, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Williamson — 44. The bill remains on the Calendar.

H. B. 153, a bill to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits received by retired armed forces personnel, upon third reading. The bill passes its third reading and is ordered enrolled. Senator McNeill Smith requests that he be recorded as voting "no".

SPECIAL ORDER NO. 1

S. B. 158,
Committee Substitute for S. B. 158

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 158, a bill to amend General Statute 14-21 to define rape and provide the punishment therefor. Senator Gudger offers an amendment which is adopted. Senator Deane offers an amendment which is adopted. Senator Britt offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading. Senator Taylor objects to the third reading of the Committee Substitute bill. Upon motion of Senator Allsbrook, the Committee Substitute bill, as amended, is made Special Order No. 1 for Friday, April 27.

S. B. 122, Committee Substitute for S. B. 122, a bill to provide for the right of privacy of victims in cases of rape. Upon motion of Senator Mills, consideration of the Committee Substitute bill is postponed until Tuesday, May 1.

S. B. 194, a bill to rewrite the laws relating to the apportionment of principal and income. Upon motion of Senator Kirby, consideration of the bill is postponed until Tuesday, May 1.

S. B. 201, a bill to amend Article 4 of the Revenue Act relative to income tax to provide a credit for ad valorem tax paid on manufacturers' inventories. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 217, a bill to prohibit falsely representing a substance to be a controlled substance. Upon motion of Senator Gudger, the Committee amendment is adopted. Senator Gudger offers an amendment which is adopted. Upon motion of Senator Gudger, the bill, as amended, is recommitted to the Committee on Judiciary No. 1.

S. B. 337, a bill to prohibit the withholding of funds from local mental health units, as amended. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 341, a bill to amend Chapter 20 of the General Statutes of North Carolina to require motion pictures of suspects in cases involving drunken driving and the admission of such motion pictures into evidence in criminal and civil cases, as amended. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 347, a bill to amend General Statute 105-141 to exempt service compensation paid to prisoners of war. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 363, a bill to amend Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Pension Fund. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 447, a bill to amend the North Carolina Consumer Finance Act, as amended. Senator Poovey offers an amendment which fails of adoption. Senator Poovey offers a second amendment and calls for the "ayes" and "noes" on his amendment. The call is sustained. The amendment offered by Senator Poovey fails of adoption by roll call vote, ayes 14, noes 28, as follows: Those voting in the affirmative are: Senators Blanchard, Coleman, Deane, Henley, Horton, Hughes, Kincaid, Poovey, Raynor, Rhyne, Sharpe, McNeill Smith, Somers, Wilkie — 14. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Britt, Butner, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Kirby, Knox, Mauney, Mills, Mullins, Rauch, Royall, Saunders, Lynwood Smith, Staton, Strickland, Webster, White, Williamson — 28. Senator Moore is excused from voting. Senator Horton offers an amendment. Senator Kincaid calls for the "ayes" and "noes" on Senator Horton's amendment, and the call is sustained. Senator Horton's amendment fails of adoption by roll call vote, ayes 19, noes 25, as follows: Those voting in the affirmative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Henley, Horton, Hughes, Kincaid, Mullins, Poovey, Rauch, Rhyne, Sharpe, McNeill Smith, Somers, Strickland, Wilkie — 19. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Britt, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Kirby, Knox, Mauney,

Mills, Rountree, Royall, Saunders, Lynwood Smith, Stallings, Staton, Webster, White, Williamson — 25. Senator Moore is excused from voting. Senator Mills calls the previous question, seconded by Senator Knox. The call is sustained. Senator Sharpe calls for the "ayes" and "noes" on the second reading of the bill, as amended, and the call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 27, noes 18, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Knox, Mauney, Mills, Mullins, Raynor, Rountree, Royall, Saunders, Lynwood Smith, Stallings, Webster, White, Williamson — 27. Those voting in the negative are: Senators Bagnal, Blanchard, Butner, Coleman, Crawford, Deane, Horton, Hughes, Kincaid, Kirby, Poovey, Rauch, Rhyne, Sharpe, McNeill Smith, Somers, Strickland, Wilkie — 18. Senators Moore and Staton are excused from voting. Upon objection of Senator Sharpe to its third reading, the bill, as amended, remains on the Calendar.

S. B. 454, a bill to amend General Statute 15-183 to require the State Department of Correction to assume full financial responsibility for persons committed for appellate safekeeping, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 479, Committee Substitute for S. B. 479, a bill to amend the Workmen's Compensation Act to provide for a compulsory Workmen's Compensation Law. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 497, a bill to permit detention of public drunks in certain circumstances. Upon motion of Senator Bahakel, the Committee amendment is adopted. Senator Gudger offers an amendment which fails of adoption. Senator Bahakel calls the previous question, seconded by Senator Strickland. The call is sustained. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 754, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States. Senator Scott moves that the joint resolution be re-referred to the Committee on Judiciary No. 2. Senator Horton calls for the "ayes" and "noes" on Senator Scott's motion and the call is sustained. Senator Scott's motion fails to prevail by roll call vote, ayes 11, noes 33, as follows: Those voting in the affirmative are: Senators Alford, Coleman, Deane, Garrison, Gudger, Hardison, Kirby, Mauney, Rauch, Scott, McNeill Smith — 11. Those voting in the negative are: Senators Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Folger, Godwin, Henley, Horton, Hughes, Kincaid, Knox, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Sharpe, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie — 33. The joint resolution remains on the Calendar.

H. B. 643, Senate Committee Substitute for H. B. 643, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County.

Upon motion of Senator Stallings, the Senate Committee Substitute bill is adopted and remains on the Calendar.

Upon motion of Senator Allsbrook, the Senate adjourns to meet tomorrow at 10:00 A.M.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
Friday, April 27, 1973.

The Senate meets purusant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services in the Senate this week: Polly Fussell, Raleigh; Katherine L. Allen, Roxboro; Paula Gentry, Roxboro; Theresa D. Norby, Raleigh; Laura M. Herring, Raleigh; Delphine Z. Harrell, Eure; Darlene G. Fields, Gatesville; Willie Closs, Raleigh; Bonnie F. Boyette, Ahoskie; Betsy Houston, Goldsboro; Cedric Williams, Raleigh; Hallet Selig Dean III, Washington; Louis Moore, Walstonburg; Kevin F. Hursey, Claremont; Blanton Hamilton, Shelby; Joy V. Dalton, Madison; Thomas E. Marshall, Louisburg; Roger Rowe Buchanan, Canton; Scott E. McLaughlin, High Point; Kimberly L. McIntyre, Gastonia; Hope McMillan, Greenville; Denise Taylor, Smithfield; Bryan Craddock, Cary; David Williamson, Asheville.

The President grants leave of absence to Senators Bob L. Barker, Somers, Bahakel and Murrow for today.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 867, by Senator McNeill Smith, a bill requiring the use of lamps and reflectors on bicycles. Referred to Committee on Highway Safety.

S. J. R. 868, by Senators Robert J. Barker, Blanchard, Sharpe, Hughes, Folger, Allen, Taylor, Kincaid, Knox, Williamson, Butner, Garrison, Murrow, Somers, Horton, Bagnal, Mullins, Mills, Deane, Britt, Alford, Rountree, White, Lynwood Smith, Staton, Wilkie, Saunders, Coleman, Stallings, Raynor, Henley, Hardison, Mauney, Royall, Webster, Poovey, Rhyne, Kirby, Crawford, Godwin, Harrington, Allsbrook, Bahakel, McNeill Smith, Moore, Gudger, Strickland, Rauch, and Murrow, a joint resolution establishing the Energy Crisis Study Commission. Referred to Committee on State Policies.

S. B. 869, by Senator Mauney, a bill to reduce the size of the motor vehicle registration card. Referred to Committee on Transportation.

S. B. 870, by Senator McNeill Smith, a bill to amend General Statute 1-82 to provide for the venue of actions involving promissory notes. Referred to Committee on Judiciary No. 2.

S. B. 871, by Senators Staton, Alford and Mullins, a bill to amend Chapter 93A of the General Statutes relating to real estate brokers and salesmen. Referred to Committee on Judiciary No. 2.

S. B. 872, by Senator Gudger, a bill to amend General Statute 15-155 to allow minor amendments to indictments. Referred to Committee on Judiciary No. 1.

S. B. 873, by Senator Gudger, a bill to create the offense of negligent homicide. Referred to Committee on Judiciary No. 1.

S. B. 874, by Senator Gudger, a bill to amend Chapter 18A of the General Statutes, to add a new section thereof, concerning coercion or persuasion by manufacturers, bottlers, importers, wholesalers or distributors of alcoholic beverages. Referred to Committee on Alcoholic Beverage Control.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services. Referred to Committee on Local Government and Regional Affairs.

H. B. 334, Committee Substitute for H. B. 334, a bill to correct omissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes. Referred to Committee on Local Government and Regional Affairs.

H. B. 712, a bill to amend General Statute 18A-15(12) concerning notification by the State Board of Alcoholic Control to local tax officials and A.B.C. enforcement officers when a new permit is issued. Referred to Committee on Alcoholic Beverage Control.

H. J. R. 726, a joint resolution to direct the Legislative Research Commission to study certain phases of the Retirement System and to report to the 1974 Session of the General Assembly. Referred to Committee on State Government.

H. B. 724, Committee Substitute for H. B. 724, a bill to provide for voluntary annexation by the city of Jacksonville of areas, territories or subdivisions not contiguous to the municipal boundaries of the city of Jacksonville. Referred to Committee on Local Government and Regional Affairs.

H. B. 819, a bill to amend the Workmen's Compensation Act regarding benefits. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 821, a bill to extend the corporate limits of the town of Clayton. Referred to Committee on Local Government and Regional Affairs.

H. B. 881, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to eminent domain. Referred to Committee on Local Government and Regional Affairs.

H. B. 1024, a bill to amend Article 52 of Chapter 143 of the General Statutes, the North Carolina Pesticide Law of 1971. Referred to Committee on Agriculture.

H. B. 1171, a bill to amend Chapter 126 of the 1963 Session Laws to provide that members of the Haywood County Board of Education shall take office on the first Monday in December following their election. Referred to Committee on Local Government and Regional Affairs.

H. B. 1219, a bill amending Chapter 234 of the 1973 Session Laws by providing that the Haw River Sanitary District shall have until June 1, 1973, to take all actions necessary to effect the transfer of the assets and liabilities of the Districts to the town of Haw River. Referred to Committee on Judiciary No. 2.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:55 A.M. and sent to the office of the Secretary of State:

S. B. 312, an act to amend Chapter 623 of the Session Laws of 1971, affecting the town of Benson.

S. B. 358, an act to amend Chapter 50, Session Laws of 1963, so as to authorize the Pender County Board of Alcoholic Control to legally expend rehabilitation and education funds within Pender County.

S. B. 377, an act to repeal Section 1-1/2 of Chapter 1232 of the 1969 Session Laws, so as to place the incorporated municipalities in Franklin County under the State's General Annexation Laws.

S. B. 402, an act to provide for the salary of the members of the Columbus County Board of Social Services.

S. B. 450, an act to authorize the city of Goldsboro to convey without consideration certain real property to the Old Waynesborough Commission.

S. B. 469, an act to amend Chapter 209 of the 1963 Session Laws authorizing the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point.

S. B. 491, an act to amend Chapter 496 of the 1955 Session Laws, as amended, relating to the Pension Fund for the Retirement and Disability of Members of the Police Department of the city of High Point.

S. B. 526, an act to include Forsyth County within the provisions of General Statute 47-17.1 regarding designating draftsmen on documents filed in the register of deeds office.

S. B. 563, an act to amend Chapter 455 of the Session Laws of 1947 to provide for the election of the Elkin City School Administrative Unit Board of Education.

S. B. 660, an act to fix the salaries of the chairman and members of the Alexander County Board of Education.

S. B. 673, an act to authorize the establishment of the Roxboro-Person Charter Commission and provide for a referendum on the consolidation of the governments of the city of Roxboro and Person County.

H. B. 153, an act to amend General Statute 105-141(b) to exempt from taxation certain retirement benefits received by retired armed forces personnel.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 685, upon motion of Senator Kirby, S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery, is removed from the Calendar for May 2 and placed on today's Calendar for immediate consideration.

S. B. 685, a bill to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery, for concurrence in the House amendment. Upon motion of Senator Kirby, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 509, a bill to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education. Senator Britt offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 470, a bill to amend General Statute 20-88 to equalize the rates for property hauling vehicles, upon third reading. The bill passes its third reading by roll call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Staton, Strickland, Taylor, White, Wilkie — 37. The bill is ordered enrolled.

SPECIAL ORDER NO. 1

S. B. 158, Committee Substitute for S. B. 158, the hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for S. B. 158, a bill to amend General Statute 14-21 to define rape and provide the punishment therefor, as amended, upon third reading. Senator Gudger calls the previous question, seconded by Senator Knox. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statues by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws. Upon motion of Senator Staton, the Committee amendment is adopted.

Senator Staton offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Hardison to its third reading, the bill, as amended, remains upon the Calendar. Senator Mullins requests to be recorded as voting "aye" on this bill.

S. B. 447, a bill to amend the North Carolina Consumer Finance Act, as amended, upon third reading. Senator Poovey offers an amendment which fails of adoption. Senator Poovey offers a second amendment which fails of adoption. Senator Horton offers an amendment. Senator Hughes calls for the "ayes" and "noes" on the adoption of Senator Horton's amendment. The call is sustained. The amendment offered by Senator Horton is adopted by roll call vote, ayes 19, noes 14, as follows: Those voting in the affirmative are: Senators Allsbrook, Bagnal, Robert J. Barker, Blanchard, Butner, Gudger, Henley, Horton, Hughes, Mauney, Mullins, Poovey, Rhyne, Sharpe, McNeill Smith, Strickland, Taylor, White, Wilkie — 19. Those voting in the negative are: Senators Alford, Allen, Crawford, Godwin, Hardison, Knox, Mills, Raynor, Royall, Saunders, Scott, Lynwood Smith, Stallings, Williamson — 14. The following pairs are announced: Senators Coleman "aye", Rountree "no"; Deane "aye", Garrison "no". Senator Mills calls the previous question, seconded by Senator Knox. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 16, Committee Substitute for S. B. 16, a bill to be known as the Legislative Ethics Act. Upon motion of Senator Godwin, consideration of the Committee Substitute bill is postponed until Wednesday, May 2, and the bill is made Special Order No. 1 of the day.

S. B. 125, Committee Substitute for S. B. 125, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 244, Committee Substitute for S. B. 244, a bill to establish a program for the control of pollution from sedimentation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 456, Committee Substitute for S. B. 456, a bill to provide for the acquisition of portraits of Chief Justices of the Supreme Court of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 540, a bill to amend General Statute 7A-41 to authorize an additional resident superior court judge in various judicial districts. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 541, a bill to amend General Statute 7A-133 to authorize an additional district court judge in various district court districts. Upon motion of Senator Knox, the amendment offered by the Committee on Courts and Judicial Districts is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 605, a bill to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes

its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 552, a bill to amend Article 25A of Chapter 126 of the General Statutes, the North Carolina Egg Law, so as to remove certain exemptions contained therein. Upon motion of Senator Sharpe, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 553, Committee Substitute for S. B. 553, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 569, a bill to authorize the Department of Transporatation and Highway Safety to provide for a Mass Transportation Division. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 595, a bill to establish the limitations on eligibility of individuals for aid to families with dependent children. The bill passes its second reading. Upon objection of Senator Folger to its third reading, the bill remains upon the Calendar.

S. B. 596, a bill to prescribe the county responsible for processing AAD and AFDC applications. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 597, a bill to define the term "dependent child" for purposes of programs of public assistance. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 598, a bill to provide for effect of finding of nonparticipation in training by AFDC recipient. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 609, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the District Court after affirmation by the Court of Appeals or Supreme Court. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 622, a bill to repeal the prohibition against hunting with unplugged shotguns. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 627, a bill to amend Chapter 1436, Session Laws of 1957 relating to the better protection of migratory wild fowl in Currituck Sound and its tributaries and to enable the county of Currituck to cooperate with the North Carolina Wildlife Resources Commission. Senator Godwin offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 631, a bill to provide for attachment or garnishment and lien for ambulance service in all 100 counties. The bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the bill remains upon the Calendar.

S. B. 810, a bill to provide reasonable sanitation standards for the protection of residential and certain other water supply wells. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 651, a bill to provide an economic development program to aid fishermen of North Carolina. Senator Staton offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 779, a bill to amend General Statute 106-225.3, relating to the sale of certain bakery products, so as to correct an error appearing therein. Passes its second and third readings and is ordered enrolled.

H. B. 864, a bill to repeal the North Carolina Seed Potato Law. Passes its second and third readings and is ordered enrolled.

S. J. R. 654, a joint resolution authorizing and directing that a study be made of the existing State budget format and the alignment of responsibilities of the Appropriation Subcommittees. Upon motion of Senator Deane, consideration of the joint resolution is postponed until Monday, April 30.

S. B. 667, a bill to establish the North Carolina Criminal Justice Education and Training System. Passes its second and third readings and is ordered sent to the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

H. B. 9, a bill to authorize a state-wide referendum on mixed beverages, with a favorable report, as amended. Upon motion of Senator Willliamson, the bill is placed upon the Calendar for Wednesday, May 2, and is made Special Order No. 2 of the day.

Upon motion of Senator Allen, the Senate adjourns to meet on Monday at 7:00 P.M.

SEVENTY-NINTH DAY

SENATE CHAMBER,
Monday, April 30, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 569, a bill to authorize the Department of Transportation and Highway Safety to provide for a mass transportation division. Upon motion of Senator Horton, the motion by which the bill was ordered sent to the House of Representatives is rescinded. Upon motion of Senator Horton, the vote by which the bill passed its third reading is reconsidered and the bill is re-referred to the Committee on Appropriations.

S. B. 651, a bill to provide an economic development program to aid fishermen of North Carolina. Upon motion of Senator Staton, the motion by which the bill was ordered sent to the House of Representatives is rescinded. Upon motion of Senator Staton, the vote by which the bill passed its third reading is reconsidered and the bill is re-referred to the Committee on Appropriations.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

H. B. 370, a bill to prohibit annexation into Forsyth County by any governmental unit located outside of Forsyth County, and to prohibit annexation of noncontiguous territory within Forsyth County, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Stallings, the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 597, a bill to increase the powers of county commissioners with regard to the operation of water and sewerage facilities, with a favorable report.

H. B. 340, a bill to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Stallings, the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 472, Committee Substitute for H. B. 472, a bill to incorporate the city of High Shoals in Gaston County subject to an election, with a favorable report.

H. B. 647, a bill to amend the charter of the town of Sylva to regulate the presentation of claims, with a favorable report.

H. B. 660, a bill revising the method of electing members of the Laurinburg-Scotland County Board of Education and changing the name thereof, with a favorable report.

S. B. 807, a bill to provide for voluntary annexation by the town of Carolina Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Carolina Beach, with a favorable report.

S. B. 808, a bill authorizing the Craven County Board of Education to lease certain real property to the Neuse River Water and Sewage Association, Inc., for a period not to exceed forty years, with a favorable report.

H. B. 568, Committee Substitute for H. B. 568, a bill to delete Catawba County from the provisions of certain obsolete public, private and public-local laws of North Carolina, with a favorable report.

H. B. 569, Committee Substitute for H. B. 569, a bill to repeal certain obsolete public, private, and public-local laws of North Carolina concerning Catawba County, with a favorable report.

H. B. 939, a bill providing for the time of election of members of the Asheboro City Board of Education and fixing their terms of office, with a favorable report.

H. B. 675, a bill concerning interest on taxes assessed on discovered property for the years preceding the current year in Guilford County, with a favorable report.

H. B. 715, a bill to authorize municipalities to participate in community action and manpower programs, with a favorable report.

H. B. 782, a bill to amend the charter of the city of Raleigh and to repeal obsolete local acts, with a favorable report.

H. B. 801, a bill to amend Chapter 832 of the Session Laws of 1969 as it applies to Stokes County, with a favorable report.

H. B. 810, a bill to amend Chapter 1060 of the 1971 Session Laws to make said chapter apply to the city of Asheboro, with a favorable report.

H. B. 816, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to the Auditorium-Coliseum-Civic Center Authority, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 875, by Senators Bob L. Barker and Staton, a joint resolution creating a commission for the study of the educational needs of the Raleigh City Administrative School District and the Wake County Administrative School District. Upon motion of Senator Bob L. Barker, the rules are suspended and the joint resolution is placed on the Calendar for immediate passage. Senator Bob L. Barker calls the previous question, seconded by Senator Hardison. The call is sustained. The joint resolution passes its second reading and upon objection of Senator Robert J. Barker to its third reading, remains on the Calendar.

S. B. 876, by Senators Bob L. Barker, Crawford, Knox, Royall and Allen, a bill to increase the powers of the Milk Commission with respect to milk pricing. Referred to Committee on Agriculture.

S. R. 877, by Senators Bob L. Barker and Knox, a Senate resolution directing a Senate standing committee to study the need for a State Milk Commission and report its findings to the Senate in 1974. Referred to Committee on State Government.

S. J. R. 878, by Senator McNeill Smith, a joint resolution honoring the forty years of faithful service of the Reverend Robert I. McCluskey upon the anniversary of his becoming Pastor of the Christ Wesleyan Church of Greensboro,

North Carolina. Referred to Committee on Rules and Operation of the Senate.

Upon motion of Senator Murrow, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 879, by Senators Murrow, Lynwood Smith and McNeill Smith, a bill to provide for a referendum to determine whether the High Point City Board of Education shall be elected by the people or appointed. Referred to Committee on Local Government and Regional Affairs.

S. B. 880, by Senator Webster, a bill to revise and consolidate the charter of the town of Mayodan and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 666, a bill to provide by general law for the registration of voters in any area proposed for incorporation by the General Assembly. Referred to Committee on Election Laws.

H. B. 811, a bill relating to the jurisdiction of the board of county commissioners over commissions, boards and agencies. Referred to Committee on Local Government and Regional Affairs.

H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes. Referred to Committee on Finance.

H. B. 813, a bill to give the board of county commissioners the election to serve as the area mental health board in one county area mental health programs. Referred to Committee on Local Government and Regional Affairs.

H. B. 858, a bill to provide a supplemental retirement fund for firemen in the city of Cherryville and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Cherryville. Referred to Committee on Local Government and Regional Affairs.

H. B. 861, a bill to assess attorney fees, restore moneys and to provide penalties in deceptive practice actions. Referred to Committee on Judiciary No. 2.

H. B. 915, a bill relating to hunting in Pender County. Referred to Committee on Wildlife.

H. B. 968, a bill to authorize the Board of County Commissioners of Onslow County to fix the compensation of the members and the chairman of the Onslow County Board of Education. Referred to Committee on Local Government and Regional Affairs.

H. B. 591, a bill to provide that counties shall pay certain benefits for nursing home care. Referred to Committee on Public Health and Resources.

H. B. 600, a bill to extend the home solicitation sale provisions of Chapter 25A to preneed purchases of cemetery merchandise and services. Referred to Committee on Judiciary No. 1.

H. B. 877, a bill to provide for the creation of interim board of education for Wilson County and subsequent consolidation of the Elm City Schools Administrative Unit and the Wilson County Schools Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

H. B. 760, a bill to revise and rewrite the charter of the town of Pittsboro and to repeal prior charter acts. Referred to Committee on Local Government and Regional Affairs.

H. B. 833, a bill authorizing the Governing Body of the city of Durham, upon petition, to provide water and sewer services to property abutting existing city water or sewer mains and affixing a lien to said property for the cost of providing such service. Referred to Committee on Local Government and Regional Affairs.

H. B. 190, a bill to provide for the issuance of special identification cards to residents of this State not possessing a driver's license. Referred to Committee on Finance.

H. B. 330, a bill authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services. Referred to Committee on Finance.

H. B. 708, a bill to place Scotland Neck under the State-wide Annexation Laws. Referred to Committee on Judiciary No. 1.

S. B. 342, a bill to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this act in conformity with plans entered into between the State and the federal government, for concurrence in the House amendments. Upon motion of Senator Folger, the Senate concurs in the House amendments and the bill, as amended, is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 459, a bill to amend Chapter 160 of the General Statutes to exempt Rowan County from certain annexation laws, upon third reading. Upon motion of Senator Butner, consideration of the bill is postponed until Wednesday, May 2.

H. B. 696, Committee Substitute for H. B. 696, a bill to require the disclosure of property interests and assets by Guilford County officials. Passes its second and third readings and is ordered enrolled.

H. B. 876, a bill establishing the Buncombe County personnel advisory board. Passes its second and third readings and is ordered enrolled.

H. B. 1109, a bill appointing the members of the Board of Education of Whiteville City School Administrative Unit. Passes its second and third readings and is ordered enrolled.

H. B. 1110, a bill to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and county police force. Upon motion of Senator Williamson, consideration of the bill is postponed until Wednesday, May 2.

H. B. 1111, a bill conforming Chapter 101 of the 1973 Session Laws to the Local Government Budget and Fiscal Control Act. Passes its second and third readings and is ordered enrolled.

H. B. 1112, a bill to amend Chapter 72 of the 1971 Session Laws relating to the appointment of special deputies in Columbus County. Passes its second and third readings and is ordered enrolled.

S. B. 387, a bill to clarify and expand the grant of tax relief for the property of elderly persons with limited incomes, upon second reading. Upon motion of Senator Scott, the Committee amendments are adopted. The bill, as amended, passes its second reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 38. The bill, as amended, remains on the Calendar.

H. B. 341, a bill amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose, upon second reading. The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 39. The bill remains on the Calendar.

S. B. 595, a bill to establish the limitations on eligibility of individuals for aid to families with dependent children, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 631, a bill to provide for attachment or garnishment and lien for ambulance service in all 100 counties, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the Water and Air Pollution Laws, as amended, upon third reading. Upon motion of Senator Staton, consideration of the bill, as amended, is postponed until Wednesday, May 2.

H. B. 340, Senate Committee Substitute for H. B. 340, a bill to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances. Upon motion of Senator Stallings, the Senate Committee Substitute is adopted and remains on the Calendar.

H. B. 370, Senate Committee Substitute for H. B. 370, a bill to prohibit annexation into Forsyth County by any governmental unit located outside of Forsyth County, and to prohibit annexation of noncontiguous territory within Forsyth County. Upon motion of Senator Stallings, the Senate Committee Substitute is adopted and remains on the Calendar.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 2:30 P.M.

EIGHTIETH DAY

SENATE CHAMBER,
Tuesday, May 1, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lietuenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend W. S. Teague, Pastor of Benson Memorial United Methodist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Godwin for today.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:38 P.M. and sent to the office of the Secretary of State:

S. B. 508, an act to revise and consolidate the charter of the town of Fairmont and to repeal prior charter acts.

S. B. 603, an act to revise and consolidate the charter of the town of Madison and to repeal prior charter acts.

S. B. 685, an act to classify and exclude from the ad valorem tax base special nuclear materials in the process of manufacture, fabrication, processing, reprocessing, or delivery.

H. B. 470, an act to amend General Statute 20-88 to equalize the rates for property hauling vehicles.

H. B. 755, an act to incorporate a part of "Jamestown Heights Subdivision" into the corporate limits of the city of Morganton.

H. B. 779, an act to amend General Statute 106-225.3, relating to the sale of certain bakery products, so as to correct an error appearing therein.

H. B. 864, an act to repeal the North Carolina Seed Potato Law.

S. B. 342, an act to provide for the safety and health of employees in the State of North Carolina and to provide for the enforcement and administration of this act in conformity with plans entered into between the State and the federal government.

H. B. 696, an act to require the disclosure of property interests and assets by Guilford County officials.

H. B. 876, an act establishing the Buncombe County Personnel Advisory Board.

H. B. 1109, an act appointing the members of the Board of Education of Whiteville City School Administrative Unit.

H. B. 1111, an act conforming Chapter 101 of the 1973 Session Laws to the Local Government Budget and Fiscal Control Act.

H. B. 1112, an act to amend Chapter 72 of the 1971 Session Laws relating to the appointment of special deputies in Columbus County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Henley, for the Committee on Insurance:

H. B. 100, a bill to amend the Hospital, Medical and Dental Service Corporations Act to provide for reimbursement for certain acts and services of certain nurses, with a favorable report.

H. B. 101, a bill to amend the Insurance Act to provide for reimbursement for certain acts and services of certain nurses, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 218, a bill to permit forfeiture of conveyances under additional circumstances, with a favorable report, as amended.

S. B. 640, a bill to protect youthful offenders, with a favorable report.

S. B. 675, a bill to amend Chapter 50 of the General Statutes by adding a section relating to judgment in divorce actions, with a favorable report.

S. B. 811, a bill to provide that there will be no forfeiture under General Statute 90-112 where the owner of the vehicle, vessel or aircraft involved did not have knowledge of the violation of General Statute 90-95(a) (1) or General Statute 90-95(a) (2), with a favorable report, as amended.

H. B. 294, a bill to amend General Statute 1B-3 to provide for the preservation of causes of action of minors settling with one of two or more tort-feasors, with a favorable report.

H. B. 708, a bill to place Scotland Neck under the State-wide annexation laws, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 844, a bill to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry, with a favorable report, as amended.

S. B. 870, a bill to amend General Statute 1-82 to provide for the venue of actions involving promissory notes, with a favorable report.

H. B. 1219, a bill amending Chapter 234 of the 1973 Session Laws by providing that the Haw River Sanitary District shall have until June 1, 1973 to take all actions necessary to effect the transfer of the assets and liabilities of the districts to the town of Haw River, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Stallings, the Committee Substitute bill is placed on today's Calendar.

S. B. 519, a bill to amend General Statute 143-135 relating to the letting of public contracts by the city of Charlotte, with a favorable report, as amended.

S. B. 546, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an Airport Commission vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, with a favorable report.

S. B. 880, a bill to revise and consolidate the charter of the town of Mayodan and to repeal prior charter acts, with a favorable report.

H. B. 681, Committee Substitute for H. B. 681, a bill to reorganize and expand the membership of the Wake County Board of Education, with a favorable report.

H. B. 760, a bill to revise and rewrite the charter of the town of Pittsboro and to repeal prior charter acts, with a favorable report.

H. B. 811, a bill relating to the jurisdiction of the board of county commissioners over commissions, boards and agencies, with a favorable report.

H. B. 813, a bill to give the board of county commissioners the election to serve as the area mental health board in one county area mental health programs, with a favorable report.

H. B. 833, a bill authorizing the Governing Body of the city of Durham, upon petition, to provide water and sewer services to property abutting existing city water or sewer mains and affixing a lien to said property for the cost of providing such service, with a favorable report.

H. B. 858, a bill to provide a supplemental retirement fund for the firemen in the city of Cherryville and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Cherryville, with a favorable report.

H. B. 877, a bill to provide for the creation of interim board of education for Wilson County and subsequent consolidation of the Elm City Schools Administrative Unit and the Wilson County Schools Administrative Unit, with a favorable report.

H. B. 968, a bill to authorize the Board of County Commissioners of Onslow County to fix the compensation of the members and the chairman of the Onslow County Board of Education, with a favorable report.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 846, a bill to amend the Workmen's Compensation Act regarding benefits, with a favorable report.

S. B. 847, a bill to amend the Workmen's Compensation Act regarding occupational hearing loss, with a favorable report.

S. B. 848, a bill to increase workmen's compensation benefits for loss of hands and arms, with a favorable report.

S. B. 859, a bill to amend the Workmen's Compensation Act regarding coverage of elected officials, with a favorable report.

H. B. 819, a bill to amend the Workmen's Compensation Act regarding benefits, with a favorable report, as amended.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 248, a bill to protect the public health by regulating the installation of ground absorption sewage disposal systems, with an unfavorable report.

H. B. 272, a bill to prescribe the conditions and procedures under which properties may be placed in the State Nature and Historic Preserve, with a favorable report.

H. J. R. 283, a joint resolution for the General Assembly constituting units of the existing State Park System and State historic sites as parts of the State Nature and Historic Preserve, with a favorable report.

H. B. 538, Committee Substitute for H. B. 538, a bill to amend General Statute 113-35 so as to provide that forest tree seedlings and seed may be sold to commercial nurserymen by the State under certain circumstances, with a favorable report.

H. B. 296, a bill to protect the public health by insuring proper regulation of ground absorption sewage disposal systems, with a favorable report.

By Senator Webster, for the Committee on Public Utilities:

S. B. 854, a bill to amend Chapter 62 of the General Statutes to provide that the town of Pineville's telephone system shall be subject to the regulatory jurisdiction of the North Carolina Utilities Commission, with a favorable report.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

S. B. 463, a bill to increase the time of eligibility of prisoners for parole when the prisoners have been convicted of a felony with the use of a firearm, with a favorable report, as amended.

S. B. 531, a bill to restrict the sale of surplus weapons by the State of North Carolina, with a favorable report.

S. B. 610, a bill to provide for specialization of judges in juvenile cases, with an unfavorable report.

By Senator Harrington, for the Committee on Transportation:

H. B. 1063, Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways, with a favorable report, as amended. Upon motion of Senator Moore, the Committee Substitute bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 881, by Senator McNeill Smith, a bill to appropriate funds to the Department of Human Resources for coordinating nutrition programs within State Government. Referred to Committee on Appropriations.

S. J. R. 882, by Senator McNeill Smith, a joint resolution authorizing and directing the Secretary of Human Resources to coordinate nutrition programs within State Government. Referred to Committee on Public Health and Resources.

S. B. 883, by Senators Henley and Raynor, a bill to provide for certain benefits to be paid employees of the North Carolina Wildlife Commission who are injured by accident arising out of the performance of their official duties. Referred to Committee on Wildlife.

S. B. 884, by Senator Kirby, a bill to amend the Soft Drink Tax Act to provide an optional method for the payment of tax on soft drink products; exemption of fruit and vegetable juice concentrates. Referred to Committee on Finance.

S. B. 885, by Senator Kirby, a bill to amend the Individual Income Tax Act to provide a credit against income tax for sales and use tax paid on food. Referred to Committee on Finance.

S. J. R. 886, by Senators Kirby and Mullins, a joint resolution creating a committee to study the changes that have been made in the Revenue Act of 1939 with a view toward preparing legislation to remove inequitable and disproportionate burdens on individual taxpayers. Referred to Committee on Finance.

S. R. 887, by Senators Alford, Wilkie, Allsbrook, White, Hardison, Moore, Harrington, Britt, Kirby, Bahakel, Godwin, Knox, Butner, Bagnal, Somers, Sharpe, Poovey, McNeill Smith, Mills, Webster, Scott, Allen, Folger, Rountree, Robert J. Barker, Rauch, Gudger, Strickland, Staton, Bob L. Barker, Lynwood Smith, Rhyne, Coleman, Blanchard, Hughes, Henley, Horton, Crawford, Deane, Williamson, Murrow, Saunders, Royall, Stallings, Kincaid, Taylor, Mauney, Mullins, Raynor, and Garrison, a Senate resolution requesting the Legislative Services Commission or the appropriate Senate standing committee to make a study and appropriate recommendation to the General Assembly by January 1, 1974, with respect to providing seat spaces for all persons riding school buses. Referred to Committee on Education.

S. B. 888, by Senator Webster, a bill to provide for election on the issue of merger and consolidation of certain specifically described areas presently located in the Rockingham County School Administrative Unit with the Madison-Mayodan City School Administrative Unit. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 780, a bill to amend Article 2 of Chapter 106 of the General Statutes, the North Carolina Fertilizer Law of 1947. Referred to Committee on Agriculture.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs. Referred to Committee on Local Government and Regional Affairs.

H. B. 1018, a bill to specify the effective date of expansion of a three member county board of social services to a five member board. Referred to Committee on Public Health and Resources.

H. B. 1166, a bill to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of wastewater treatment works from funds heretofore approved by the General Assembly and a vote of the people. Referred to Committee on Natural and Economic Resources.

H. B. 1215, a bill to require persons hunting deer with rifles in Durham County to secure the written consent of the landowners. Referred to Committee on Wildlife.

H. B. 1222, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of the County of Yancey in connection with the authorization of $1,500,000 school bonds of said County and the calling of an election thereon. Referred to Committee on Judiciary No. 2.

H. J. R. 1263, a joint resolution fixing the time and place for a Joint Session of the Senate and the House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education. Upon motion of Senator Alford, the rules are suspended, and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. J. R. 875, a joint resolution creating a commission for the study of the educational needs of the Raleigh City Administrative School District and the Wake County Administrative School District, upon third reading. Senator Robert J. Barker moves that the joint resolution be re-referred to the Committee on Local Government and Regional Affairs, which motion fails to prevail. Senator Robert J. Barker moves that consideration of the joint resolution be postponed until Friday, May 5. Senator Bob L. Barker calls the previous question, seconded by Senator Hardison. The call is sustained. The motion to postpone consideration fails to prevail. The joint resolution passes its third reading and is ordered sent to the House of Representatives.

H. B. 643, Senate Committee Substitute for H. B. 643, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County. Senator Taylor offers an amendment which is adopted. The Senate Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 387, a bill to clarify and expand the grant of tax relief for the property of elderly persons with limited incomes, as amended, upon third reading. Senator Kirby offers an amendment, held not to be material, which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Robert J. Barker, Blanchard, Britt, Butner, Coleman Crawford, Deane, Folger, Garrison, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 43. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 341, a bill amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose, upon third reading. Upon motion of Senator Rhyne, consideration of the bill is postponed until Wednesday, May 2.

S. B. 122, Committee Substitute for S. B. 122, a bill to provide for the right of privacy of victims in cases of rape. Upon motion of Senator Mills, consideration of the Committee Substitute bill is postponed until Tuesday, May 8.

S. B. 194, a bill to rewrite the laws relating to the apportionment of principal and income. Upon motion of Senator Kirby, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 414, a bill to amend General Statute 105-164.14 relating to sales tax refunds. Upon motion of Senator Bagnal, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 436, Committee Substitute for S. B. 436, a bill requiring licensing and bonding of grain dealers. Upon motion of Senator White, the Committee amendment is adopted. Senator Coleman offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 543, a bill to amend General Statute 126-8 with regard to the amount of vacation leave which is to be granted to each State employee. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 545, a bill to amend General Statute 128-26(e) and General Statute 135-4(e) so as to allow a person to restore an inactive account in either retirement system by lump sum payment regardless of which system closed the account. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 649, a bill to rewrite Chapter 52A of the General Statutes entitled "Uniform Reciprocal Enforcement of Support Act." Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 654, a joint resolution authorizing and directing that a study be made of the existing State Budget format and the alignment of responsibilities of the Appropriation subcommittees. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 668, a joint resolution supporting Ashe and Alleghany Counties, and the States of North Carolina, Virginia and West Virginia in opposing the construction of the Blue Ridge Project. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 669, a bill to provide for insurance coverage for newborn infants. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 705, a bill to amend General Statute 105-275 of the General Statutes of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 711, a joint resolution requiring submission of audit reports for grant-in-aid programs to the Legislative Fiscal Research Division. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 715, a bill to amend General Statute 122-63.1 of the General Statutes to authorize the Clerk to involuntarily commit persons directly to State hospitals in certain instances. Senator Britt offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 717, a bill to amend Chapter 17A relating to the Criminal Justice Training and Standards Council. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 723, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 732, a bill to permit taxing counties to choose methods of distributing local sales and use taxes on an annual basis. Passes its second and third raedings and is ordered sent to the House of Representatives.

S. B. 733, a bill to make uniform the procedure for employment and dismissal of executive secretaries of county boards of elections. Upon motion of Senator Moore, the Committee amendment is adopted. Senator Somers offers an amendment which fails of adoption. Senator Moore calls the previous question, seconded by Senator Harrington. The call is sustained. Senator Kincaid calls for the "ayes" and "noes." The call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 30, noes 16, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Coleman, Crawford, Deane, Folger, Garrison,

Gudger, Hardison, Harrington, Henley, Kirby, Mauney, Moore, Rauch, Raynor, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 30. Those voting in the negative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Horton, Hughes, Kincaid, Mullins, Murrow, Poovey, Rhyne, Rountree, Sharpe, Somers, Taylor, Wilkie — 16. Upon objection of Senator Taylor to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 736, a bill to amend General Statute 115-159.1 as it relates to the salary of a teacher injured during an episode of violence. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 743, a bill to provide scholarships for children of war veterans who attend a technical institute. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 744, a bill authorizing local and district health departments to enter into agreements with the Commissioner of Agriculture for sanitary inspection of meat packaging and slaughtering establishments. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 748, a bill to make son-in-law or daughter-in-law a Class A beneficiary. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 749, a bill to exempt certain motor vehicles from registration. Senator McNeill Smith offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 754, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States. Upon motion of Senator Mullins, consideration of the joint resolution is postponed until Thursday, May 3, and is made Special Order No. 2 of the day.

S. B. 817, a bill to rewrite General Statute 14-203 to enlarge the definition of prostitution. Upon motion of Senator Allsbrook, the Committee amendment is adopted. Senator Allsbrook calls the previous question. Senator Mullins offers an amendment which fails of adoption. Senator Mullins offers a second amendment which fails of adoption. Senator Moore seconds the call for the previous question, which call is sustained. The bill, as amended, passes its second reading. Upon objection of Senator Mullins to its third reading, the bill, as amended, remains upon the Calendar.

S. B. 429, Committee Substitute for S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach. Upon motion of Senator Stallings, the Committee Substitute bill is adopted and placed upon the Calendar for Wednesday, May 2.

H. B. 1063, Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways. Upon motion of Senator Moore, the Committee amendments are adopted. Upon motion of Senator Moore, a "working copy" of the Committee Substitute bill, with amendments in place, is ordered printed and made available to the

members, and upon his motion the Committee Substitute bill, as amended, is placed upon the Calendar as Special Order No. 1 for Thursday, May 3.

REPORTS OF SENATE COMMITTEE ON EDUCATION

Senator Alford, Chairman of the Committee on Education, submits the following report:

The Senate Committee on Education, which has been charged with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the General Assembly, reports as follows:

The Committee recommends that when the two houses of the General Assembly meet in joint session pursuant to the provisions of G. S. 115-2, that the members of the Senate vote to confirm the following appointments of the Governor to membership on the State Board of Education:

Dr. Prezell R. Robinson of Raleigh;
Mrs. Evelyn Sills Tyler of Greensboro;
Earl Hughes Oxendine of Pembroke.

DALLAS L. ALFORD, JR.
Chairman
Committee on Education

Upon motion of Senator Alford, the report is adopted.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 1:30 P.M.

EIGHTY-FIRST DAY

SENATE CHAMBER,
Wednesday, May 2, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Mr. W. Eugene Simmons, Reading Clerk of the Senate.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Godwin for today, Thursday and Friday, May 3 and May 4, and to Senator Murrow for Thursday, May 3.

H. B. 330, upon motion of Senator Kirby, H. B. 330, a bill authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services, is taken from the Committee on Finance and re-referred to the Committee on Local Government and Regional Affairs.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 1:35 P.M. and sent to the office of the Secretary of State:

S. B. 191, an act to amend General Statute 7A-16 by adding a new paragraph at the end thereof.

H. J. R. 1263, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator White, for the Committee on Agriculture:

H. B. 780, a bill to amend Article 2 of Chapter 106 of the General Statutes, the North Carolina Fertilizer Law of 1947, with a favorable report.

H. B. 886, a bill to require proper markings on all apples including those shipped into North Carolina, with a favorable report.

H. B. 1024, a bill to amend Article 52 of Chapter 143 of the General Statutes, the North Carolina Pesticide Law of 1971, with a favorable report.

By Senator Hardison, Vice-Chairman, for the Committee on Banking:

S. B. 750, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions, with a favorable report, as amended.

By Senator Alford, for the Committee on Education:

S. B. 550, a bill to amend General Statute 115-34 and General Statute 115-165 to provide for an appeal from a decision of a county or city board of education to the Superior Court of the county in which the county or city board of education is located, with a favorable report.

S. B. 629, a bill to authorize boards of education to govern access to student records, with a favorable report, as amended.

S. B. 832, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information, with a favorable report.

S. B. 833, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract, with a favorable report.

S. R. 887, a Senate resolution requesting the Legislative Services Commission or the appropriate Senate standing committee to make a study and appropriate recommendation to the General Assembly by January 1, 1974, with respect to providing seat spaces for all persons riding school buses, with a favorable report,

for adoption. Upon motion of Senator Alford, the Senate resolution is adopted. (The text of this resolution appears in the Appendix.)

H. B. 957, a bill to amend General Statute 115-11(13) directing the State Board of Education to provide sick leave for all public school employees, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. Upon motion of Senator Kirby, the Committee Substitute bill is placed on today's Calendar.

S. B. 391, a bill to provide a three thousand dollar personal income tax exclusion for retired individuals, with a favorable report, as amended.

H. J. R. 353, a joint resolution urging that Congress defeat legislation that would repeal the tax exempt status of State and municipal bonds, with a favorable report.

By Senator McNeill Smith, for the Committee on Highway Safety:

H. B. 201, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation, with a favorable report.

H. B. 249, a bill to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division, with a favorable report.

H. B. 253, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c), with a favorable report.

By Senator Henley, for the Committee on Insurance:

S. B. 612, a bill to amend the Motor Vehicle Safety Responsibility Act of 1953, Chapter 20, Article 9A, Article 10, and Article 11 of the General Statutes of North Carolina to increase the present required minimum limits of proof of financial responsibility, with a favorable report, as amended.

S. B. 740, a bill to amend Article 26 of Chapter 58 of the General Statutes of North Carolina to provide insurance for exceptional children, with a favorable report, as amended.

H. B. 743, a bill to amend General Statute 58-260 with regard to payment of disability payments under certain policies of insurance, with a favorable report.

H. B. 744, a bill to amend General Statute 57-1 to include chiropractors, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 483, a bill to amend Chapter 405 of the Session Laws of 1967 authorizing the establishment of liquor control stores in incorporated municipalities in Robeson County upon an affirmative vote of the people, with an unfavorable report.

S. B. 599, a bill to provide an additional ground for alimony, with an unfavorable report.

H. B. 861, a bill to assess attorney fees, restore moneys, and to provide penalties in deceptive practice actions, with a favorable report.

H. B. 871, a bill to amend the civil process fee relating to execution fees of the sheriff, with a favorable report, as amended.

H. B. 1222, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of the County of Yancey in connection with the authorization of $1,500,000 school bonds of said county and the calling of an election thereon, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 270, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing Chapters of the General Statutes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Stallings, the Committee Substitute bill is placed on today's Calendar.

S. B. 490, a bill to provide for the establishment of the Kings Mountain Lake Authority, with a favorable report. Upon motion of Senator Stallings, the bill is recommitted to the Committee on Local Government and Regional Affairs.

S. B. 290, a bill to enact "The Multi-County Planning Organization Act of 1973", with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Stallings, the bill is placed on today's Calendar.

S. B. 417, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences, with a favorable report.

S. B. 495, a bill to amend Chapter 922 of the Session Laws of 1969, with a favorable report.

S. B. 520, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to written contracts, with a favorable report.

S. B. 522, a bill relating to the games of "bingo" and "skilo" in Wake County, with a favorable report.

S. B. 809, a bill to require every pawnbroker in Cumberland County to maintain a permanent record of all purchases and sales made, with a favorable report.

S. B. 816, a bill to provide for special registration plates for sheriffs, with a favorable report.

S. B. 888, a bill to provide for election on the issue of merger and consolidation of certain specifically described areas presently located in the Rockingham County School Administrative Unit with the Madison-Mayodan City School Administrative Unit, with a favorable report, as amended.

H. B. 334, Committee Substitute for H. B. 334, a bill to correct omissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes, with a favorable report.

H. B. 337, a bill to require the recordation of the order of approval of sanitary landfill sites, in order to protect subsequent purchases of the site, with a favorable report.

H. B. 581, a bill to amend General Statute 18A-17(14) to authorize the New Hanover County ABC Board to expend up to 15% of the total profits for law enforcement, with a favorable report.

H. B. 598, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials, with a favorable report.

H. B. 706, a bill to revise and consolidate the charter of the town of East Spencer and to repeal prior charter acts, with a favorable report.

H. B. 714, a bill concerning the treasurer of the County School Administrative Unit in Guilford County, with a favorable report.

H. B. 716, a bill to provide for the organizational meeting of newly elected city councils, with a favorable report.

H. B. 722, a bill to provide for voluntary annexation by the city of Rocky Mount of areas not contiguous to the municipal boundaries of the city of Rocky Mount, with a favorable report.

H. B. 728, a bill to authorize municipalities to undertake programs for the prevention and treatment of drug abuse, with a favorable report.

H. B. 729, a bill to clarify the provisions of Chapter 160A of the General Statutes with respect to qualifications for elective office, with a favorable report.

H. B. 734, a bill to fix the compensation for members of the Tyrrell County Board of Education, with a favorable report.

H. B. 736, a bill to repeal Chapter 153, Session Laws of 1969, relating to the composition of the Board of Education of Tyrrell County, with a favorable report.

H. B. 737, a bill to amend Chapter 1228, 1971 Session Laws, authorizing the Tyrrell County Board of Education to enter into long-term and short-term lease, lease-back, and lease-purchase contracts with individuals, firms and corporations, with a favorable report.

H. B. 751, a bill to revise and consolidate the charter of the town of Carolina Beach and to repeal prior charter acts, with a favorable report.

H. B. 756, a bill to authorize the Redevelopment Commission of the town of Chapel Hill to permit disposition of land for a special purpose at fair market

value without competitive bidding; to permit disposition of land on the basis other than the highest monetary bid, where such disposition is found to serve the best interest of the municipality, and to dispose of property at private sale, with a favorable report.

H. B. 758, a bill to provide for the election of county commissioners of Mitchell County and to provide staggered terms for the board of county commissioners, with a favorable report.

H. B. 759, a bill to extend the corporate limits of the town of Robersonville, with a favorable report.

H. B. 761, a bill to provide for the nomination and election of the Jones County Board of Education in partisan elections, with a favorable report.

H. B. 762, a bill authorizing the Jones County Board of Commissioners to establish a retirement system for Jones County employees and a mandatory retirement age for such employees, with a favorable report.

H. B. 763, a bill to revise and consolidate the charter of the town of Faison and to repeal prior charter acts, with a favorable report.

H. B. 766, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law to be done or posted at such site, with a favorable report.

H. B. 767, a bill to authorize the establishment of law enforcement districts in Guilford County in order to provide law enforcement services to a greater extent than that now provided for the entire county, with a favorable report.

H. B. 768, a bill relating to compensation of Buncombe County Board of Education members, with a favorable report.

H. B. 769, a bill to exempt Buncombe County from the provisions of General Statute 47-17.1, with a favorable report.

H. B. 774, a bill to annex a certain area to the town of Nashville, with a favorable report.

H. B. 775, a bill to amend the charter of the town of Nashville in the county of Nash relating to the election of local officials, with a favorable report.

H. B. 776, a bill to amend Sections 23 and 25 of Chapter 677, 1947 Session Laws, as amended, relating to zoning by the city of Winston-Salem and Forsyth County, with a favorable report.

H. B. 781, a bill to authorize an increase in the number of commissioners of the town of Scotland Neck, with a favorable report.

H. B. 787, a bill to authorize the town of Garland to expend funds derived from the operation of alcoholic beverage control stores for certain gymnasium and playground equipment, with a favorable report.

H. B. 788, a bill to provide staggered terms for the Yadkin County Board of Commissioners, with a favorable report.

H. B. 789, a bill to provide that the tax collector for Yadkin County shall be appointed by the board of county commissioners, with a favorable report.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners, with a favorable report.

H. B. 794, a bill to annex certain land to the town of North Wilkesboro, with a favorable report.

H. B. 796, a bill to authorize the city of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street or Boyd's Lake Road adjoining the property they purchased from the city of Hamlet in 1963, for purposes of little boys' league playground and other activities, with reverter condition, with a favorable report.

H. B. 799, a bill to abolish the office of coroner in Catawba County upon the expiration of the term of the present coroner, with a favorable report.

H. B. 800, a bill to repeal Chapter 75 of the Public-Local Laws of 1937, Chapter 139 of the Session Laws of 1955, and to establish a board of equalization and review in Catawba County, with a favorable report.

H. B. 856, a bill to amend the charter of the town of Marshall to regulate the presentation of claims, with a favorable report.

H. B. 857, a bill to amend the charter of the town of Hot Springs to regulate the presentation of claims, with a favorable report.

H. B. 859, a bill to revise and consolidate the charter of the town of Zebulon and to repeal prior charter acts, with a favorable report.

H. B. 860, a bill to amend the charter of the town of Cary to provide for compensation of officers according to General Law, with a favorable report.

H. B. 882, a bill raising the per diem of the members of the Pender County Board of Education, with a favorable report.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, with a favorable report.

H. B. 890, a bill to amend Article 3 of Chapter 139 of the General Statutes to authorize Camden County Board of Commissioners to establish watershed improvement districts in areas of the county, with a favorable report.

H. B. 891, a bill to provide for an election on the question of the non-partisan election of the Rutherford County Board of Education, with a favorable report.

H. B. 897, a bill to provide a supplemental retirement fund for firemen in the city of Morehead City and to modify the application of General Statutes 118-5, 118-6 and 118-7 to the city of Morehead City, with a favorable report.

H. B. 922, a bill to increase the number of trustees of Rex Hospital, with a favorable report.

H. B. 936, a bill to establish Winston-Salem Fire-Public Safety Retirement Fund Association, with a favorable report.

H. B. 941, a bill to authorize the city of Fayetteville to cooperate with private corporations for industrial development purposes, with a favorable report.

H. B. 1026, a bill to exclude a certain area of land from the corporate limits of the city of Asheboro, with a favorable report.

H. B. 1082, a bill to authorize the town of Wendell to exchange real property with the Wendell Chamber of Commerce, with a favorable report.

H. B. 1104, a bill to provide for the nomination and election of the board of county commissioners of Rutherford County, with a favorable report.

H. B. 1105, a bill to appoint the members of the Tryon City Board of Education, with a favorable report.

H. B. 1147, a bill to provide staggered terms for the members of the West Smithfield Sanitary District Board, with a favorable report.

By Senator Staton, for the Commission on Natural and Economic Resources:

S. B. 643, a bill to include a segment of the Linville River as part of the natural and scenic rivers sytem, with a favorable report.

S. B. 645, a bill to include a segment of the Green River as part of the natural and scenic rivers system, with a favorable report.

S. B. 692, a bill to amend Article 13, Chapter 130 North Carolina General Statutes relating to water and sewer sanitation, with a favorable report, as amended.

S. B. 635, a bill to amend General Statute 113A-4 so as to eliminate the requirement for environmental impact statements concerning proposals for legislation, with a favorable report.

H. B. 436, a bill to create a scenic and recreation trails system and to provide for the designation, administration, regulation, and acquisition of scenic trails and trail rights-of-way, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Staton, the Senate Committee Substitute bill is placed on today's Calendar.

By Senator Rauch, for the Committee on State Government:

S. B. 653, a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings, with a favorable report.

H. J. R. 726, a joint resolution to direct the Legislative Research Commission to study certain phases of the Retirement System and to report to the 1974 Session of the General Assembly, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 889, by Senator Horton, a bill to eliminate the duplication of franchise tax payments by parent holding companies and their subsidiaries doing business in North Carolina. Referred to Committee on Finance.

S. J. R. 890, by Senator Coleman, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer

systems in North Carolina. Referred to Committee on Natural and Economic Resources.

S. B. 891, by Senators White, Allen and Strickland, a bill to provide for the election of soil conservation district supervisors. Referred to Committee on Election Laws.

S. B. 892, by Senators Kirby and Alford, a bill to amend General Statute 105-275(6) relating to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing. Referred to Committee on Finance.

S. B. 893, by Senators Scott and Royall, a bill to transfer certain functions of the Murdoch Center Mental Retardation Training Institute to the Developmental Disabilities Training Institute at the University of North Carolina at Chapel Hill. Referred to Committee on Appropriations.

S. B. 894, by Senator Scott, a bill to amend legislation providing a scholarship loan program for the preparation of teachers for the mentally retarded to include scholarships to be provided for teachers of all areas of special education not just the mentally retarded. Referred to Committee on Appropriations.

S. B. 895, by Senator Scott, a bill to appropriate thirty thousand dollars ($30,000) as a grant-in-aid to the Elon Home for Children. Referred to Committee on Appropriations.

S. J. R. 896, by Senators Taylor and Wilkie, a joint resolution honoring the Sylva-Webster High School band. Referred to Committee on Rules and Operation of the Senate.

S. J. R. 897, by Senators Taylor, Robert J. Barker and Blanchard, a joint resolution to recommend that the Lieutenant Governor and the Speaker of the House create a commission or committee to study the safety problems that arise in the operation of school buses in North Carolina. Referred to Committee on Education.

S. B. 898, by Senators Allen and White, a bill to establish an advisory committee concerning animal waste pollution. Referred to Committee on Natural and Economic Resources.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, for concurrence in the House amendments. Upon motion of Senator McNeill Smith, consideration of concurrence in the House amendments is postponed until Tuesday, May 8.

H. B. 12, Committee Substitute for H. B. 12, a bill to improve the General Assembly and make it more effective. Referred to Committee on Rules and Operation of the Senate.

H. B. 290, a bill to provide for an additional full-time magistrate in New Hanover County. Referred to Committee on Courts and Judicial Districts.

H. B. 174, a bill to clarify the authority of the State to make payments in lieu of taxes on certain timberlands. Referred to Committee on Finance.

H. B. 246, Committee Substitute for H. B. 246, a bill to require special reflective devices to be displayed on the rear of slow moving vehicles such as farm tractors and implements of husbandry operated on highways. Referred to Committee on Highway Safety.

H. B. 292, a bill to require head and rear lamps on motorcycles to be lighted during operation. Referred to Committee on Highway Safety.

H. B. 326, Committee Substitute for H. B. 326, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education. Referred to Committee on Higher Education.

H. B. 332, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county. Referred to Committee on Local Government and Regional Affairs.

H. B. 522, Committee Substitute for H. B. 522, a bill to provide for treatment of handicapped and disabled persons equal to that afforded other persons. Referred to Committee on Judiciary No. 2.

H. B. 601, a bill to amend the laws governing perpetual care cemeteries to require that income from perpetual care funds be used for upkeep and maintenance and to provide for enforcement by the burial commissioner. Referred to Committee on Judiciary No. 1.

H. B. 786, a bill to rewrite General Statute 95-17 which provides limitation upon hours of employment; to repeal General Statute 95-18(4); to repeal General Statute 95-27 which limits hours of employment for women; and to repeal General Statute 95-29 which requires that seats be furnished women employees. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 1004, a bill to rewrite Chapter 10 of the General Statutes pertaining to the appointment of notaries public. Referred to Committee on Judiciary No. 2.

H. B. 1044, a bill to amend Article II of Chapter 95 of the General Statutes to provide that persons working in excess of fity hours in any one week shall be paid overtime. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 1127, Committee Substitute for H. B. 1127, a bill to further effectuate the reorganization of State Government No. 2. Referred to Committee on State Government.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 429, Committee Substitute for S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach, upon second reading. Upon motion of

Senator Stallings, the Committee Substitute bill is re-referred to the Committee on Local Government and Regional Affairs.

S. B. 807, a bill to provide for voluntary annexation by the town of Carolina Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Carolina Beach, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 42. The bill remains on the Calendar.

H. B. 472, Committee Substitute for H. B. 472, a bill to incorporate the city of High Shoals in Gaston County subject to an election, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 42. The Committee Substitute bill remains on the Calendar.

H. B. 647, a bill to amend the charter of the town of Sylva to regulate the presentation of claims, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 42. The bill remains on the Calendar.

H. B. 675, a bill concerning interest on taxes assessed on discovered property for the years preceding the current year in Guilford County. Upon motion of Senator Murrow, the bill is re-referred to the Committee on Local Government and Regional Affairs.

H. B. 782, a bill to amend the charter of the city of Raleigh and to repeal obsolete local acts, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, McNeill Smith, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 42. The bill remains on the Calendar.

S. B. 459, a bill to amend Chapter 160 of the General Statutes to exempt Rowan County from certain annexation laws. Senator Somers offers an

amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Butner to its third reading, the bill, as amended, remains on the Calendar.

S. B. 808, a bill authorizing the Craven County Board of Education to lease certain real property to the Neuse River Water and Sewage Association, Inc., for a period not to exceed forty years. Passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 2, 1973.

H. J. R. 1263

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Joint Resolution 1263, "a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives to act on confirmation of appointments made by the Governor to membership on the State Board of Education", the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Allen, the Senate recesses to meet in Joint Session in the House of Representatives for the purpose of considering confirmation of the Governor's appointments to membership on the State Board of Education and upon dissolution of the Joint Session, the Senate will return to its chamber to resume consideration of business.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The Clerk of the Senate calls the roll of the Senate and the following members answer the call: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 40. The Clerk of the House of Representatives calls the roll of the House of Representatives and the following members answer the call: Representatives Arnold, Auman, Baker, Barker, Beard, Bell, Bissell, Blackwell, Boger, Bradley, Bright, Brown of Stanly, Brown of Wilkes, Bryan, Bumgardner, Bundy, Campbell, Chase, Cobb, Davenport, Davis, DeBruhl, Dorsey, Eagles, Everett, Falls, Farmer, Fenner, Foster, Frye, Fulton, Gamble, Gardner, Garner, Gilmore, Green of Bladen, Greene of Watauga, Hall, Harkins, Harrelson, Harris, Haynes, Hege, Hiatt, High, Hightower, Hise, Holmes, Hunt of Cleveland, Hunt of Orange, Hunter, Huskins, Hutchins, Hyde, James of Onslow,

James of Pasquotank, Jernigan of Hertford, Johnson of Robeson, Johnson of Wake, Jones, Jordan, Josey, Keesee, Kemp, Lawing, Lilley, Long, Love, McDaniel, McKnight, Mashburn, Mason, Mathis, Messer, Michaux, Miller, Mitchell, Mohn, Morris, Owen, Payne, Phillips, Powell, Purrington, Quinn, Ramsey of Madison, Redding, Revelle, Rhodes, Roberson, Rogers, Rountree, Schwartz, Smith, Speros, Spoon, Stevens of Buncombe, Stewart, Tally, Tart, Thomas, Tison of Mecklenburg, Tolbert, Tomlin, Twiggs, Tyson of Cumberland, Warlick, Watkins, Webb, Whichard, White, Woodard, Wright, Wynne — 114.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

The President directs the Reading Clerk of the Senate to read the following message from the Governor:

THE HONORABLE JAMES E. RAMSEY
Speaker of the House of Representatives
State Legislative Building
Raleigh, North Carolina 27611

THE HONORABLE JAMES B. HUNT, JR.
President of the North Carolina Senate
State Legislative Building
Raleigh, North Carolina 27611

Dear President Hunt and Speaker Ramsey:

In compliance with the provisions of North Carolina General Statute 115-2, I am submitting the following names to the General Assembly for confirmation to serve as members of the North Carolina State Board of Education: Mr. Richard R. (Dick) Manz, 600 Virginia Street, Roanoke Rapids, North Carolina to fill the unexpired term of Mrs. Harry Horton, representing District 3; Mr. Earl Hughes Oxendine of Pembroke replacing Mrs. Forrest Lockey, representing District 4; Mrs. Evelyn Tyler, 407 Mimosa Drive, Greensboro, representing District 5; and Dr. Prezell Robinson of Raleigh, serving at-large.

I am certain that these individuals will meet the approval of the Senate and House of Representatives. I trust that you will assist me in their speedy approval, so that they may begin work immediately.

Sincerely,
JAMES E. HOLSHOUSER, JR.

The Chair announces that Mr. Manz is not a matter for confirmation as his appointment was to fill an unexpired term.

Senator Alford, Chairman of the Senate Committee on Education submits the following report:

REPORT OF SENATE COMMITTEE ON EDUCATION ON APPOINTMENTS TO THE STATE BOARD OF EDUCATION

The Senate Committee on Education, which has been charged with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the General Assembly, reports as follows:

The Committee recommends that the two Houses of the General Assembly meet in Joint Session pursuant to the provisions of General Statute 115-2, that the members of the Senate vote to confirm the following appointments of the Governor to membership on the State Board of Education:

Dr. Prezell R. Robinson of Raleigh
Mrs. Evelyn Sills Tyler of Greensboro
Earl Hughes Oxendine of Pembroke

DALLAS L. ALFORD, JR.,
Chairman
Committee on Education

Representative Hyde, Chairman of the House Committee on Appointments submits the following report:

REPORT OF HOUSE COMMITTEE ON APPOINTMENTS

The Select Committee on Appointments, which has been charged with the duty of inquiring into the qualifications and fitness of persons appointed by the Governor in cases where appointments are subject to confirmation by the General Assembly, reports as follows:

The Committee recommends that when the two Houses of the General Assembly meet in Joint Session pursuant to the provisions of General Statute 115-2, that the members of the House vote to confirm the following appointments of the Governor to membership on the State Board of Education:

Dr. Prezell R. Robinson of Raleigh
Mrs. Evelyn Sills Tyler of Greensboro
Earl Hughes Oxendine of Pembroke

HERBERT L. HYDE,
Chairman

Upon motion of Senator Alford, seconded by Representative Frye, the Governor's appointments to the State Board of Education are confirmed.

Upon motion of Senator Allen, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 370, Senate Committee Substitute for H. B. 370, a bill to prohibit annexation into Forsyth County by any governmental unit located outside of Forsyth County, and to prohibit annexation of noncontiguous territory within Forsyth County. Passes its second and third readings and is ordered sent to the House of Representatives for consideration of the Senate Committee Substitute bill.

H. B. 568, Committee Substitute for H. B. 568, a bill to delete Catawba County from the provisions of certain obsolete public, private and public-local laws of

North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 569, Committee Substitute for H. B. 569, a bill to repeal certain obsolete public, private and public-local laws of North Carolina concerning Catawba County. Passes its second and third readings and is ordered enrolled.

H. B. 597, a bill to increase the powers of county commissioners with regard to the operation of water and sewerage facilities. Passes its second and third readings and is ordered enrolled.

H. B. 660, Committee Substitute No. 2 for H. B. 660, a bill revising the method of electing members of the Laurinburg-Scotland County Board of Education and changing the name thereof. Passes its second and third readings and is ordered enrolled.

H. B. 801, a bill to amend Chapter 832 of the Session Laws of 1969 as it applies to Stokes County. Passes its second and third readings and is ordered enrolled.

H. B. 810, a bill to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the city of Asheboro. Passes its second and third readings and is ordered enrolled.

H. B. 816, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to the Auditorium-Coliseum-Civic Center Authority. Passes its second and third readings and is ordered enrolled.

H. B. 939, a bill providing for the time of election of members of the Ahseboro City Board of Education and fixing their terms of office. Passes its second and third readings and is ordered enrolled.

H. B. 1110, a bill to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and County Police force. Passes its second and third readings and is ordered enrolled.

H. B. 341, a bill amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 41. Those voting in the negative are: Senators Folger, Rhyne, Somers — 3. The bill is ordered enrolled.

SPECIAL ORDERS

S. B. 16, Committee Substitute for S. B. 16

The hour having arrived for the consideration of the Special Orders, the President lays before the Senate the Special Order No. 1, it being Committee Substitute for S. B. 16, a bill to be known as the Legislative Ethics Act.

Senator Crawford offers an amendment which is adopted. Senator Bob L. Barker calls the previous question, seconded by Senator Crawford. The call is sustained. The Committee Substitute bill, as amended, passes its second reading. Upon objection of Senator Rauch to its third reading, the Committee Substitute bill, as amended, remains on the Calendar.

H. B. 9, Committee Substitute for H. B. 9

The hour having arrived for the consideration of Special Order No. 2, the President lays before the Senate the Special Order, it being Committee Substitute for H. B. 9, a bill to authorize a state-wide referendum on mixed beverages. Senator Wilkie moves the adoption of her amendment offered in Committee and calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Wilkie fails of adoption by roll call vote, ayes 12, noes 34, as follows: Those voting in the affirmative are: Senators Blanchard, Deane, Hughes, Kincaid, Poovey, Rhyne, Sharpe, McNeill Smith, Stallings, Strickland, Taylor, Wilkie — 12. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Coleman, Crawford, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Moore, Mullins, Murrow, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, Somers, Staton, Webster, White, Williamson — 34. Senator Bahakel moves that his amendment offered in Committee do lie upon the table, which motion prevails. Senator Deane offers an amendment and calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Deane fails of adoption by roll call vote, ayes 20, noes 28, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Blanchard, Coleman, Deane, Garrison, Hardison, Harrington, Henley, Hughes, Kincaid, Poovey, Rhyne, Sharpe, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor — 20. Those voting in the negative are: Senators Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Butner, Crawford, Folger, Gudger, Horton, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, Webster, White, Williamson — 28. Senator Williamson calls the previous question, seconded by Senator Moore. The call is sustained. The bill passes its second reading by roll call vote, ayes 32, noes 17, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Coleman, Crawford, Folger, Garrison, Gudger, Henley, Horton, Knox, Mauney, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton — 32. Those voting in the negative are: Senators Allsbrook, Blanchard, Britt, Deane, Hardison, Harrington, Hughes, Kincaid, Kirby, Poovey, Rhyne, Strickland, Taylor, Webster, White, Wilkie, Williamson — 17. The Committee Substitute bill remains on the Calendar.

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 733, a bill to make uniform the procedure for employment and dismissal of executive secretaries of county boards of elections, as amended, upon third

reading. Senator Moore offers an amendment which is adopted. Senator Taylor offers an amendment which fails of adoption. Senator Moore calls the previous question, seconded by Senator Williamson. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 817, a bill to rewrite General Statute 14-203 to enlarge the definition of prostitution, as amended, upon third reading. Senator McNeill Smith offers an amendment which fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator White. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 830, a bill to amend General Statute 20-66 pertaining to annual motor vehicle registration to provide for semi-permanent registration plates and annual issuance of suitable stickers, tabs or devices for renewal of registration in lieu of new registration plates. Senator Kirby offers an amendment which is adopted. The bill, as amended passes its second reading. Upon objection of Senator Bagnal to its third reading, the bill, as amended, remains on the Calendar.

S. B. 831, a bill to authorize approval of detention facilities by the local mental health directors. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 85, Committee Substitute for H. B. 85, a bill relating to the recommendation and appointment of precinct officials. Upon motion of Senator Moore, consideration of the bill is postponed until Thursday, May 3.

H. B. 144, a bill to prohibit political campaign material from being placed on State highway right-of-way. Upon motion of Senator Moore, consideration of the bill is postponed until Thursday, May 3.

H. B. 503, a bill to validate elections previously held in and for municipalities, special districts, and school districts pursuant to Subchapter IX of Chapter 163 of the General Statutes. Upon motion of Senator Moore, consideration of the bill is postponed until Thursday, May 3.

S. B. 147, Committee Substitute for S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property. Upon motion of Senator Kirby, the Committee Substitute is adopted (Committee amendments pending), and remains on the Calendar.

S. B. 270, Committee Substitute for S. B. 270, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing Chapters of the General Statutes. Upon motion of Senator Stallings, the Committee Substitute is adopted and remains on the Calendar.

S. B. 290, Committee Substitute for S. B. 290, a bill to enact "The Multi-County Planning Organization Act of 1973". Upon motion of Senator Stallings, the Committee Substitute is adopted and remains on the Calendar.

H. B. 436, Senate Committee Substitute for H. B. 436, a bill to create a scenic and recreation trails system and to provide for the designation,administration, regulation, and acquisition of scenic trails and trail rights-of-way. Upon motion of Senator Staton, the Senate Committee Substitute is adopted and remains on the Calendar.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 1:30 P.M.

EIGHTY-SECOND DAY

SENATE CHAMBER,
Thursday, May 3, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

S. B. 874, a bill to amend Chapter 18A of the General Statutes, to add a new section thereof, concerning coercion or persuasion by manufacturers, bottlers, importers, wholesalers or distributors of alcoholic beverages, with a favorable report, as amended.

H. B. 712, a bill to amend General Statute 18A-15(12) concerning notification by the State Board of Alcoholic Control to local tax officials and A.B.C. enforcement officers when a new permit is issued, with a favorable report.

By Senator Folger, for the Committee on Constitution:

H. B. 554, a bill to amend Article IV of the Constitution of North Carolina to change the name of the solicitor to district attorney, with a favorable report.

By Senator Knox, for the Committee on Courts and Judicial Districts:

S. B. 344, a bill to amend General Statute 7A-377(b) to provide for an investigator for specific cases before the Judicial Standards Commission, and to provide for service of process issued by the Judicial Standards Commission, with a favorable report, as amended.

S. B. 549, a bill to amend Sections 9-4 and 9-10 of the General Statutes, relating to the availability of jury lists and service of notice on jurors, with an unfavorable report.

S. B. 722, a bill to provide for resident superior court judges or other superior court judges to hold hearings concerning visitation rights in certain child custody cases, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Knox, the Committee Substitute bill is placed upon today's Calendar.

H. B. 290, a bill to provide for an additional full-time magistrate in New Hanover County, with a favorable report.

H. B. 664, a bill to rewrite General Statute 152-7(2) to provide for the selection of a jury at a coroner's inquest, with a favorable report.

H. B. 988, a bill to amend General Statute 7A-102 to authorize deputy clerks of superior court to take acknowledgements of attestations of wills, with a favorable report.

By Senator Kirby, for the Committee on Finance:

S. B. 144, a bill to provide for the taxation of the real and personal property of hospital, medical, and dental service corporations, with a favorable report.

S. B. 386, a bill to require the tax collector to apply tax payments against the taxes owed for the earliest years of any taxpayer, with a favorable report.

S. B. 892, a bill to amend General Statute 105-275(6) relating to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing, with a favorable report.

H. B. 174, a bill to clarify the authority of the State to make payments in lieu of taxes on certain timberlands, with a favorable report, as amended.

H. B. 190, a bill to provide for the issuance of special identification cards to residents of this State not possessing a driver's license, with a favorable report.

H. B. 333, House Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, with a favorable report.

H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes, with a favorable report.

H. B. 869, a bill to clarify the status of property taxes pending decision on appeal to State Board of Assessment, with a favorable report.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

S. B. 837, a bill to amend the Child Labor Law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions, with an unfavorable report as to bill, favorable as to Committee Substitute bill, as amended. Upon motion of Senator Saunders, the Committee Substitute bill is placed upon today's Calendar.

H. B. 786, a bill to rewrite General Statute 95-17 which provides limitation upon hours of employment; to repeal General Statute 95-18(4); to repeal General

Statute 95-27 which limits hours of employment for women; and to repeal General Statute 95-29 which requires that seats be furnished women employees, with a favorable report, as amended.

H. B. 1044, a bill to amend Article II of Chapter 95 of the General Statutes to provide that persons working in excess of fifty hours in any one week shall be paid overtime, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

H. B. 125, a bill to amend General Statute 7A-278(1) to increase the age to which an "undisciplined child" is subject to the jurisdiction of the juvenile court, with a favorable report.

By Senator Raynor, for the Committee on Mental Health:

H. B. 797, a bill to provide for the appointment and qualifications of a commissioner of mental health and for administrators and chiefs of medical services of mental hospitals and residential centers for the mentally retarded, with a favorable report.

H. B. 806, a bill to provide for the distribution of funds to area mental health programs, with a favorable report. Upon motion of Senator Raynor, the bill is re-referred to the Committee on Appropriations.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution, with a favorable report, as amended.

By Senator Harrington, for the Committee on Transportation:

S. B. 869, a bill to reduce the size of the motor vehicle registration card, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of, as follows:

S. B. 899, by Senators Scott, Hardison, Lynwood Smith, Sharpe, Stallings, Taylor, Wilkie, Garrison, Murrow, and Strickland, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property. Referred to Committee on Appropriations.

S. B. 900, by Senators Scott, Allen, Saunders, Taylor, Rountree, Murrow, Rauch, Strickland, Kirby, Moore, Knox, Mills, Webster, Gudger, Mullins, Wilkie, and Harrington, a bill to authorize the issuance of $50,000,000 in bonds of the State to provide funds for the acquisition, preservation and development of park, recreational and public lands in the State subject to a vote of the people of the State. Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 85, a bill to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen, for concurrence in the House amendments. Upon motion of Senator McNeill Smith, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 699, a bill to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act, for concurrence in the House amendment. Upon motion of Senator Alford, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 191, a bill to provide for uniform general election ballots. Referred to Committee on Election Laws.

H. B. 335, Committee Substitute for H. B. 335, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statutes Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing chapters of the General Statutes. Referred to Committee on Finance.

H. B. 1025, a bill to create the North Carolina Alcoholism Research Authority. Referred to Committee on Alcoholic Beverage Control.

H. B. 1038, a bill to amend General Statute 55-50 so as to exempt regulated investment companies. Referred to Committee on Judiciary No. 1.

H. B. 1039, a bill to amend General Statute 20-32 so as to make it unlawful to permit any unlicensed minor to drive a motor vehicle. Referred to Committee on Judiciary No. 2.

H. B. 1048, a bill amending General Statute 58-77(9) pertaining to the amount of capital and surplus required by insurance companies doing business within the State so as to extend to July 1, 1975, compliance with the increased capital and surplus requirements by certain companies. Referred to Committee on Insurance.

H. B. 1057, a bill authorizing the governing body of the town of Chapel Hill to regulate public off-street parking facilities. Referred to Committee on Local Government and Regional Affairs.

H. B. 1061, a bill to amend General Statute 20-188 concerning investigations of vehicular accidents. Referred to Committee on Judiciary No. 2.

H. B. 1150, a bill to amend Article 12, Chapter 105, Section 278, to provide for the exemption of real property of volunteer rescue squads and fire departments from taxation. Referred to Committee on Finance.

H. J. R. 1184, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer systems in North Carolina. Referred to Committee on Public Utilities.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 3:20 P.M. and sent to the office of the Secretary of State:

H. B. 341, an act amending the Local Government Sales and Use Tax so as to authorize the use of the proceeds thereof for any public purpose.

H. B. 568, an act to delete Catawba County from the provisions of certain obsolete public, private and public local laws of North Carolina.

H. B. 569, an act to repeal certain obsolete public, private, and public local laws of North Carolina concerning Catawba County.

H. B. 597, an act to increase the powers of county commissioners with regard to the operation of water and sewerage facilities.

H. B. 660, an act revising the method of electing members of the Laurinburg-Scotland County Board of Education and changing the name thereof.

H. B. 801, an act to amend Chapter 832 of the Session Laws of 1969 as it applies to Stokes County.

H. B. 810, an act to amend Chapter 1060 of the 1971 Session Laws to make said Chapter apply to the City of Asheboro.

H. B. 816, an act to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to the Auditorium-Coliseum Civic Center Authority.

H. B. 939, an act providing for the time of election of members of the Asheboro City Board of Education and fixing their terms of office.

H. B. 1110, an act to amend Chapter 101 of the 1973 Session Laws concerning the Columbus County Public Safety Commission and County Police Force.

S. J. R. 668, a joint resolution supporting Ashe and Alleghany Counties and the States of North Carolina, Virginia and West Virginia in opposing the construction of the Blue Ridge Project.

S. J. R. 702, a joint resolution establishing a commission to study and evaluate the existing system of delivery of State health care for mental illness, mental retardation, alcoholism and related health problems and to recommend an improved system for the delivery of such care to meet the short and long term needs of the citizens of North Carolina.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 807, a bill to provide for voluntary annexation by the town of Carolina Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Carolina Beach, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill is ordered sent to the House of Representatives.

H. B. 472, Committee Substitute for H. B. 472, a bill to incorporate the city of High Shoals in Gaston County subject to an election, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill is ordered enrolled.

H. B. 647, a bill to amend the charter of the town of Sylva to regulate the presentation of claims, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill is ordered enrolled.

H. B. 782, a bill to amend the charter of the city of Raleigh and to repeal obsolete local acts, upon third reading. The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill is ordered enrolled.

S. B. 546, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an airport commission vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

S. B. 880, a bill to revise and consolidate the charter of the town of Mayodan and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley,

Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

H. B. 708, a bill to place Scotland Neck under the state-wide annexation laws, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

H. B. 760, a bill to revise and rewrite the charter of the town of Pittsboro and to repeal prior charter, acts, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

H. B. 833, a bill authorizing the governing body of the city of Durham, upon petition, to provide water and sewer services to property abutting existing city water or sewer mains and affixing a lien to said property for the cost of providing such service, upon second reading. The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Staton, Taylor, Webster, White, Wilkie, Williamson — 44. The bill remains upon the Calendar.

S. B. 459, a bill to amend Chapter 160 of the General Statutes to exempt Rowan County from certain annexation laws, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 519, a bill to amend General Statute 143-135 relating to the letting of public contracts by the city of Charlotte. Upon motion of Senator Mullins, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 854, a bill to amend Chapter 62 of the General Statutes to provide that the town of Pineville's telephone system shall be subject to the regulatory jurisdiction of the North Carolina Utilities Commission. The bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 681, Committee Substitute for H. B. 681, a bill to reorganize and expand the membership of the Wake County Board of Education. Senator Robert J. Barker offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 858, a bill to provide a supplemental retirement fund for firemen in the city of Cherryville and to modify the application of General Statute 118-5, General Statute 118-6, and General Statute 118-7 to the city of Cherryville. Passes its second and third readings and is ordered enrolled.

H. B. 877, a bill to provide for the creation of interim Board of Education for Wilson County and subsequent consolidation of the Elm City Schools Administrative Unit and the Wilson County Schools Administrative Unit. Passes its second and third readings and is ordered enrolled.

H. B. 968, a bill to authorize the Board of County Commissioners of Onslow County to fix the compensation of the members and the chairman of the Onslow County Board of Education. Upon motion of Senator Mills, consideration of the bill is postponed until Tuesday, May 8.

H. B. 1219, a bill amending Chapter 234 of the 1973 Session Laws by providing that the Haw River Sanitary District shall have until June 1, 1973, to take all actions necessary to effect the transfer of the assets and liabilities of the districts to the town of Haw River. Passes its second and third readings and is ordered enrolled.

H. B. 9, Committee Substitute for H. B. 9, a bill to authorize a state-wide referendum on mixed beverages, upon third reading. Senator Henley offers an amendment and calls for the "ayes " and "noes." The call is sustained. The amendment fails to pass by roll call vote, ayes 18, noes 27, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Blanchard, Deane, Garrison, Hardison, Henley, Kincaid, Mills, Poovey, Raynor, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, Webster, Wilkie — 18.
Those voting in the negative are: Senators Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Butner, Coleman, Crawford, Folger, Gudger, Harrington, Horton, Kirby, Knox, Mauney, Moore, Mullins, Rauch, Rhyne, Rountree, Royall, Saunders, Scott, Somers, Staton, Williamson — 27.
Senator Knox calls the previous question, seconded by Senator Moore. The call is sustained. The bill passes its third reading by roll call vote, ayes 30, noes 16, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Coleman, Crawford, Folger, Garrison, Gudger, Henley, Horton, Kirby, Knox, Mauney, Moore, Mullins, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton — 30. Those voting in the negative are: Senators Allsbrook, Blanchard, Britt, Deane, Hardison, Harrington, Hughes, Kincaid, Poovey, Rhyne, Strickland, Taylor, Webster, White, Wilkie, Williamson — 16. The bill is ordered enrolled.

S. B. 16, Committee Substitute for S. B. 16, a bill to be known as the Legislative Ethics Act, as amended, upon third reading. Senator Bahakel offers an amendment which is adopted. Senator Folger offers an amendment which is adopted. Senator Gudger offers an amendment which fails of adoption. Senator Sharpe offers an amendment which fails of adoption.

Senator Taylor offers an amendment which is adopted. Senator Staton offers an amendment which is adopted. Senator Bob L. Barker calls the previous question, seconded by Senator Williamson. The call is sutained. The bill, as amended, passes its third reading and is ordered engrossed, and without objection is ordered sent to the House of Representatives by special messenger.

S. B. 830, a bill to amend General Statute 20-66 pertaining to annual motor vehicle registration to provide for semi-permanent registration plates and annual issuance of suitable stickers, tabs or devices for renewal of registration in lieu of new registration plates, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER NO. 1

H. B. 1063, Committee Substitute for H. B. 1063

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety, as it relates to highways, as amended. Senator Moore offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

SPECIAL ORDER NO. 2

S. J. R. 754

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. J. R. 754, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States. Senator McNeill Smith moves that the joint resolution be re-referred to the Committee on Constitution. Senator Kincaid calls for the "ayes" and "noes" on the motion to re-refer the joint resolution. The call is sustained. The motion to re-refer the joint resolution to the Committee on Constitution fails to prevail by roll call vote, ayes 22, noes 23, as follows:
Those voting in the affirmative are: Senators Allen, Allsbrook, Bob L. Barker, Britt, Coleman, Deane, Garrison, Gudger, Hardison, Harrington, Kirby, Mauney, Poovey, Rauch, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, White, Williamson — 22. Those voting in the negative are: Senators Alford, Bagnal, Bahakel, Robert J. Barker, Blanchard, Butner, Folger, Henley, Horton, Hughes, Kincaid, Knox, Moore, Mullins, Raynor, Rhyne, Saunders, Sharpe, Somers, Strickland, Taylor, Webster, Wilkie — 23. Senator Mullins calls the previous question, seconded by Senator Knox. The call is sustained. Senator Kincaid calls for the "ayes" and "noes." The call is sustained. The joint resolution passes its second reading by roll call vote, ayes 35, noes 11, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Folger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Raynor, Rhyne, Royall, Saunders,

Sharpe, Lynwood Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 35. Those voting in the negative are: Senators Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Poovey, Rauch, Scott, McNeill Smith — 11. Upon objection of Senator Coleman to its third reading, the joint resoltuion remains upon the Calendar.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents. Upon motion of Senator Mauney, the bill is recommitted to the Committee on Manufacturing, Labor and Commerce.

S. B. 722, Committee Substitute for S. B. 722, a bill to provide for findings of fact concerning visitation rights in certain child custody cases. Upon motion of Senator Knox, the Committee Substitute is adopted and remains upon the Calendar.

S. B. 837, Committee Substitute for S. B. 837, a bill to amend the child labor law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions. Upon motion of Senator Saunders, the Committee Substitute is adopted (Committee amendments pending) and remains upon the Calendar.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 11:30 A.M.

EIGHTY-THIRD DAY

SENATE CHAMBER,
Friday, May 4, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes the following pages for their services in the Senate this week: Dwayne Gilmore, Greensboro; Shirley Ford, Fairmont; Susan Julian, Salisbury; Thomas Johnson, Goldsboro; Carolyn Smith, Grimesland; Debra Johnson, Vale; Teresa Lee Johnson, Vale; Susan Melton, Yadkinville; Donald Johnson, Benson; Bob Cooper, Cary; Madge Gay Dews, Winterville; Scott Nations, Raleigh; Kathy Higgins, Raleigh; John P. Booker III, Warsaw; Mark Gillespie, Low Gap; Colleen Koach, Pfafftown; Fran Watson, Bayboro; Robert Carl Frazier, Wilson; Susan L. Williams, Fayetteville; Majorie Guilford, Wilson; Gary Moore, Greenville; Nancy Teer, Durham.

The President grants leave of absence to Senators Bahakel, Gudger and Rauch for today.

S. B. 892, upon motion of Senator Kirby, seconded by Senator Alford, the rules are suspended and S. B. 892, a bill to amend General Statute 105-275(6) relating

to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing, is taken from the Calendar for Monday, May 7 and placed on today's Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 11:48 A.M. and sent to the office of the Secretary of State:

S. B. 85, an act to provide for "preliminary" or "road side" breath test for blood alcohol and to make mandatory the revocation of operator's license in event of refusal to provide breath specimen.

S. B. 233, an act to permit the Avery County Board of Commissioners to issue fee simple title to anyone paying real property taxes on any property delinquent for fifteen years.

S. B. 282, an act to amend Chapter 55A of the General Statutes relating to non-profit corporations.

S. B. 699, an act to include certain personnel under the provision of the Teacher Fair Employment and Dismissal Act.

H. B. 9, an act to authorize a State-wide referendum on mixed beverages.

H. B. 472, an act to incorporate the city of High Shoals in Gaston County subject to an election.

H. B. 647, an act to amend the charter of the town of Sylva to regulate the presentation of claims.

H. B. 782, an act to amend the charter of the city of Raleigh and to repeal obsolete local acts.

H. B. 858, an act to provide a supplemental retirement fund for firemen in the city of Cherryville and to modify the application of General Statute 118-5, General Statute 118-6 and General Statute 118-7 to the city of Cherryville.

H. B. 877, an act to provide for the creation of interim board of education for Wilson County and subsequent consolidation of the Elm City School Administrative Unit and the Wilson County Schools Administrative Unit.

H. B. 1219, an act amending Chapter 234 of the 1973 Session Laws by providing that the Haw River Sanitary District shall have until June 1, 1973, to take all actions necessary to effect the transfer of the assets and liabilities of the districts to the town of Haw River.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator McNeill Smith, for the Committee on Highway Safety:

S. B. 865, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 871, a bill to amend Chapter 93A of the General Statutes relating to real estate brokers and salesmen, with a favorable report.

H. B. 522, Committee Substitute for H. B. 522, a bill to provide for treatment of handicapped and disabled persons equal to that afforded other persons, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 303, a bill enabling the counties of Carteret, Craven, Jones and Pamlico to jointly establish an Airport Authority for the establishment and maintenance of airport facilities, with a favorable report, as amended.

S. B. 860, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education, with a favorable report.

S. B. 861, a bill relating to zoning by Surry County and the municipalities located therein, with a favorable report.

H. B. 330, a bill authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services, with a favorable report.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services, with a favorable report.

H. B. 724, a bill to provide for voluntary annexation by the city of Jacksonville of areas, territories or subdivisions not contiguous to the municipal boundaries of the city of Jacksonville, with a favorable report.

H. B. 802, a bill to amend Chapter 456 of the 1953 Session Laws relating to Tyrrell County and the town of Columbia ABC store profits, with a favorable report.

H. B. 803, a bill to repeal Chapter 605 of the 1937 Public-Local Laws of North Carolina relating to the sale of beverages in Tyrrell County, with a favorable report.

H. B. 804, a bill relating to the salary of the sheriff of Tyrrell County, with a favorable report.

H. B. 814, a bill to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County, with a favorable report.

H. B. 815, a bill to confer the power of eminent domain to the Board of County Commissioners of Mecklenburg County to obtain, widen, extend or improve streets, alleys, sidewalks and other such public rights-of-way, with a favorable report.

H. B. 822, a bill amending the charter of the city of Durham to authorize the public Safety Director to sign warrants of appointment for police officers, with a favorable report.

H. B. 824, a bill amending General Statute 160A-381 to permit the governing body of the city of Durham to require the submission of development plans with

rezoning requests and the submission of site plans showing proposed construction as a condition precedent to issuance of building permits, with a favorable report.

H. B. 826, a bill amending the charter of the city of Durham by deleting from Section 66 thereof reference to "feme coverts" as a state of disability, with a favorable report.

H. B. 827, a bill amending General Statute 160A-372 to permit the governing body of the city of Durham to accept payments in lieu of dedication of recreation areas in subdivisions, with a favorable report.

H. B. 828, a bill clarifying the authority of the governing body of the city of Durham to apportion assessments on subdivided property without the necessity of a petition from the owners of such property, with a favorable report.

H. B. 829, a bill amending General Statute 160A-446 relating to municipal housing appeals boards by authorizing the governing body of the city of Durham to delegate to such board authority to order effectuation of the provisions of any order issued pursuant to Part 6 of Article 19 of Chapter 160A of the General Statutes of North Carolina, with a favorable report.

H. B. 830, a bill to permit the city of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property, with a favorable report.

H. B. 831, a bill amending charter of the city of Durham with respect to the office of city attorney, with a favorable report.

H. B. 835, a bill amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to lease public property or grant easements thereon, with a favorable report.

H. B. 837, a bill clarifying the authority of the governing body of the city of Durham to construct local improvements on its public streets, sidewalks and alleyways and specially assess costs or a portion of the costs thereof against abutting property, with a favorable report.

H. B. 839, a bill amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to dispose of property by private sale or otherwise, with a favorable report.

H. B. 840, a bill amending General Statute 143-129 to permit the city of Durham to accept bid bonds on proposals for construction or repair work or purchase of apparatus, supplies, and materials, or equipment without such bond being conditioned upon double payment by the surety in the event of forefeiture and failure of the surety to make prompt payment, with a favorable report.

H. B. 842, a bill clarifying the authority of the governing body of the city of Durham to appoint certain employees, with a favorable report.

H. B. 841, a bill amending the charter of the city of Durham with respect to the duration of contracts for the price of using water, with a favorable report.

H. B. 843, a bill amending the charter of the city of Durham to clarify the requirements for filling vacancies which may occur on the City Council of the city of Durham, with a favorable report.

H. B. 844, a bill to amend General Statutes 160A-388 by providing for the appointment of a five member board of adjustment exclusive of members appointed from extraterritorial area and by requiring a three-fifths vote of the board to reverse an order of any administrative official, with a favorable report.

H. B. 846, a bill authorizing the governing body of the city of Durham to regulate public off-street parking facilities, with a favorable report.

H. B. 847, a bill amending General Statute 160A-266 by permitting the disposition of wrecked or damaged property in settlement of claims involving such property without the necessity of advertisement, negotiation, sale or bids thereon, with a favorable report.

H. B. 848, a bill authorizing the governing body of the city of Durham to waive its governmental immunity to the extent of liability insurance purchased, with a favorable report.

H. B. 849, a bill to amend General Statute 160A-299 relating to required notice before closing a street or alley by requiring notice to be sent only to persons owning property abutting the portion of street or alley proposed to be closed, with a favorable report.

H. B. 855, a bill to require certain governmental units including independent boards, agencies, commissions and authorities in Mecklenburg County to refer all capital projects to the Charlotte-Mecklenburg Planning Commission for review, with a favorable report.

H. B. 879, a bill to provide a supplemental retirement fund for firemen in the city of Statesville and to modify the application of General Statutes 118-5, 118-6 and 118-7 to the city of Statesville, with a favorable report.

H. B. 881, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to eminent domain, with a favorable report.

H. B. 895, a bill to amend Chapter 212, Private Laws of 1899, the charter of the town of Hildebran, with a favorable report.

H. B. 914, a bill to amend Chapter 199, Private Laws of 1889, to provide for the election of the mayor and board of commissioners in the town of Blowing Rock, with a favorable report.

H. B. 953, a bill amending Chapter 1073 of the 1959 Session Laws, relating to the issuance of pistol permits in Union County, with a favorable report.

H. B. 1092, a bill to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores, with a favorable report.

H. B. 1171, a bill to amend Chapter 126 of the 1963 Session Laws to provide that members of the Haywood County Board of Education shall take office on the first Monday in December following their election, with a favorable report.

H. B. 1218, a bill to amend Chapter 2 Private Laws of 1925, to provide for the election and term of office of the mayor and governing body of the town of Forest City, with a favorable report.

By Senator Garrison, for the Committee on State Policies:

S. J. R. 868, a joint resolution establishing the Energy Crisis Study Commission, with a favorable report. Upon motion of Senator Robert J. Barker, the rules are suspended and the joint resolution is placed on the Calendar for Monday, May 7 and made Special Order No. 1 of the day.

H. B. 519, a bill authorizing counties to regulate activities in the Atlantic Ocean, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Garrison, the Senate Committee Substitute bill is placed on today's Calendar.

H. B. 520, a bill authorizing the cities to regulate activities in the Atlantic Ocean, with an unfavorable report as to bill, favorable as to Senate Committee Substitute bill. Upon motion of Senator Garrison, the rules are suspended and the Senate Committee Substitute bill is placed on today's Calendar.

By Senator Rhyne, for the Committee on Wildlife:

S. B. 630, a bill to prohibit hunting or taking of bear in Craven County, with a favorable report, as amended.

S. B. 883, a bill to provide for certain benefits to be paid employees of the North Carolina Wildlife Commission who are injured by accident arising out of the performance of their official duties, with a favorable report.

H. B. 428, a bill to exempt the blind from inland fishing license requirements, with a favorable report, as amended.

H. B. 915, a bill relating to hunting in Pender County, with a favorable report.

H. B. 979, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants, with a favorable report.

H. B. 980, a bill to amend General Statute 113-109(a) with respect to revocation of hunting licenses, with a favorable report.

H. B. 1095, a bill amending Chapter 520 of the 1971 Session Laws relating to hunting with rifles in Hyde County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 901, by Senator Coleman, a bill to amend Chapter 532 of the 1971 Session Laws relating to the North Carolina Commission on International Cooperation. Referred to Committee on State Policies.

S. B. 902, by Senator Strickland, a bill to provide State remedies for victims of odometer alteration. Referred to Committee on Judiciary No. 2.

S. B. 903, by Senator Strickland, a bill relating to interstate parole and probation hearing procedures. Referred to Committee on Judiciary No. 2.

S. B. 904, by Senator Strickland, a bill to amend General Statute 15-205.1, of the General Statutes relating to mandatory review of probation. Referred to Committee on Judiciary No. 2.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 1063,
Committee Substitute for
H. B. 1063

HOUSE OF REPRESENTATIVES,
May 4, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways, and requests conferees. Mr. Speaker Ramsey has appointed Representatives Green of Bladen, Ramsey of Madison and Huskins on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Harrington moves that the President appoint a three-member committee on the part of the Senate to serve with a like committee appointed by the House of Representatives. The motion prevails. The President appoints Senators Harrington, Moore and Hardison and a message is ordered sent to the House of Representatives advising that Honorable Body of such action.

CALENDAR COMMITTEE

The President appoints the following Senators as members of the Calendar Committee: Senator Kirby, Chairman; Senators Rauch, Knox, Lynwood Smith, Britt, Bagnal and Sharpe.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 297, Committee Substitute for H. B. 297, a bill to provide for the protection and conservation of the natural resources of the State of North Carolina through regulation and control of sources of oil pollution. Referred to Committee on Natural and Economic Resources.

H. B. 490, a bill to amend General Statute 20-116(g) to exempt from the provisions thereof trucks hauling silage or other feed grain. Referred to Committee on Calendar.

H. B. 959, a bill to amend Chapter 1 of the General Statutes by rewriting the provisions relating to arbitration and award. Referred to Committee on Calendar.

S. B. 27, Committee Substitute for S. B. 27, a bill to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions, for concurrence in the House amendments. Upon motion of Senator Britt, the

Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 244, Committee Substitute for S. B. 244, a bill to establish a program for the control of pollution from sedimentation, for concurrence in the House amendments. Upon motion of Senator Staton, consideration of concurrence in the House amendments is postponed until Tuesday, May 8.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 546, a bill authorizing the city of Ocean Isle Beach in Brunswick County to establish an airport commission vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of an airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina, upon third reading. Senator Horton offers an amendment which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 39. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 880, a bill to revise and consolidate the charter of the town of Mayodan and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill is ordered sent to the House of Representatives.

H. B. 708, a bill to place Scotland Neck under the State-wide annexation laws, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill is ordered enrolled.

H. B. 760, a bill to revise and rewrite the charter of the town of Pittsboro and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison,

Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill is ordered enrolled.

H. B. 833, a bill authorizing the governing body of the city of Durham, upon petition, to provide water and sewer services to property abutting existing city water or sewer mains and affixing a lien to said property for the cost of providing such service, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill is ordered enrolled.

H. B. 706, a bill to revise and consolidate the charter of the town of East Spencer and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 722, a bill to provide for voluntary annexation by the city of Rocky Mount of areas not contiguous to the municipal boundaries of the city of Rocky Mount, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 751, Committee Substitute for H. B. 751, a bill to revise and consolidate the charter of the town of Carolina Beach and to repeal prior charter acts, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The Committee Substitute bill remains on the Calendar.

H. B. 759, a bill to extend the corporate limits of the town of Robersonville, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators

Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 763, a bill to revise and consolidate the charter of the town of Faison and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 767, a bill to authorize the establishment of law enforcement districts in Guilford County in order to provide law enforcement services to a greater extent than that now provided for the entire county, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 774, a bill to annex a certain area to the town of Nashville, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 776, a bill to amend Sections 23 and 25 of Chapter 677, 1947 Session Laws, as amended, relating to zoning by the city of Winston-Salem and Forsyth County, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 781, a bill to authorize an increase in the number of commissioners of the town of Scotland Neck, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting

in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 794, a bill to annex certain land to the town of North Wilkesboro, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 856, a bill to amend the charter of the town of Marshall to regulate the presentation of claims, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 857, a bill to amend the charter of the town of Hot Springs to regulate the presentation of claims, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 859, a bill to revise and consolidate the charter of the town of Zebulon and to repeal prior charter acts, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker,

Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 890, a bill to amend Article 3 of Chapter 139 of the General Statutes to authorize Camden County Board of Commissioners to establish watershed improvement districts in areas of the county, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

H. B. 1222, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of the county of of Yancey in connection with the authorization of $1,500,000 school bonds of said county and the calling of an election thereon, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 42. The bill remains on the Calendar.

S. B. 417, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences. Senator Stallings moves that the bill be re-referred to the Committee on Alcoholic Beverage Control. Senator Rhyne offers a substitute motion that consideration of the bill be postponed until Tuesday, May 8, which motion fails to prevail. Senator Stallings' motion prevails and the bill is re-referred to the Committee on Alcoholic Beverage Control.

S. B. 495, a bill to amend Chapter 922 of the Session Laws of 1969. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 520, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to written contracts. Upon motion of Senator Mullins, consideration of the bill is postponed until Wednesday, May 9.

S. B. 522, a bill relating to the games of "bingo" and "skilo" in Wake County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 809, a bill to require every pawnbroker in Cumberland County to maintain a permanent record of all purchases and sales made. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 888, a bill to provide for election on the issue of merger and consolidation of certain specifically described areas presently located in the Rockingham County School Administrative Unit with the Madison-Mayodan City School Administrative Unit. Upon motion of Senator Webster, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 598, a bill to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials. Passes its second and third readings and is ordered enrolled.

H. B. 714, a bill concerning the treasurer of the County School Administrative Unit in Guilford County. Passes its second and third readings and is ordered enrolled.

H. B. 734, a bill to fix the compensation for members of the Tyrrell County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 736, a bill to repeal Chapter 153, Session Laws of 1969, relating to the composition of the Board of Education of Tyrrell County. Passes its second and third readings and is ordered enrolled.

H. B. 737, a bill to amend Chapter 1228, 1971 Session Laws, authorizing the Tyrrell County Board of Education to enter into long-term and short-term lease, lease back, and lease-purchase contracts with individuals, firms and corporations. Passes its second and third readings and is ordered enrolled.

H. B. 756, a bill to authorize the redevelopment commission of the town of Chapel Hill to permit disposition of land for a special purpose at fair market value without competitive bidding; to permit disposition of land on the basis other than the highest monetary bid, where such disposition is found to serve the best interest of the municipality, and to dispose of property at private sale. Passes its second and third readings and is ordered enrolled.

H. B. 758, a bill to provide for the election of county commissioners of Mitchell County and to provide staggered terms for the board of county commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 761, a bill to provide for the nomination and election of the Jones County Board of Education in partisan elections. Passes its second and third readings and is ordered enrolled.

H. B. 762, a bill authorizing the Jones County Board of Commissioners to establish a reitrement system for Jones County employees and a mandatory reitrement age for such employees. Passes its second and third readings and is ordered enrolled.

H. B. 766, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law to be done or posted at such site. Passes its second and third readings and is ordered enrolled.

H. B. 768, a bill relating to compensation of Buncombe County Board of Education members. Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to exempt Buncombe County from the provisions of General Statute 47-17.1. Passes its second and third readings and is ordered enrolled.

H. B. 775, Committee Substitute for H. B. 775, Committee Substitute for H. B. 775, a bill to amend the charter of the town of Nashville in the County of Nash relating to the election of local officials. Passes its second and third readings and is ordered enrolled.

H. B. 787, a bill to authorize the town of Garland to expend funds derived from the operation of alcoholic beverage control stores for certain gymnasium and playground equipment. Passes its second and third readings and is ordered enrolled.

H. B. 788, a bill to provide staggered terms for the Yadkin County Board of Commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 789, a bill to provide that the tax collector for Yadkin County shall be appointed by the board of county commissioners. Passes its second and third readings and is ordered enrolled.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners. Upon motion of Senator Stallings, the bill is recommitted to the Committee on Local Government and Regional Affairs.

H. B. 796, a bill to authorize the city of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street or Boyd's Lake Road adjoining the property they purchased from the city of Hamlet in 1963, for purposes of little boys' league playground and other activities, with reverted condition. Passes its second and third readings and is ordered enrolled.

H. B. 799, a bill to abolish the office of coroner in Catawba County upon the expiration of the term of the present coroner. Passes its second and third readings and is ordered enrolled.

H. B. 800, Committee Substitute for H. B. 800, a bill to repeal Chapter 75 of the Public-Local Laws of 1937, Chapter 139 of the Session Laws of 1955, and to establish a Board of Equalization and Review in Catawba County. Passes its second and third readings and is ordered enrolled.

H. B. 860, a bill to amend the charter of the town of Cary to provide for compensation of officers according to General Law. Passes its second and third readings and is ordered enrolled.

H. B. 882, a bill raising the per diem of the members of the Pender County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 891, Committee Substitute for H. B. 891, a bill to provide for an election on the question of the non-partisan election of the Rutherford County Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 897, a bill to provide a supplemental retirement fund for firemen in the city of Morehead City and to modify the application of General Statutes 118-5,

118-6 and 118-7 to the city of Morehead City. Passes its second and third readings and is ordered enrolled.

H. B. 922, a bill to increase the number of trustees of Rex Hospital. Passes its second and third readings and is ordered enrolled.

H. B. 936, a bill to establish Winston-Salem Fire-Public Safety Retirement Fund Association. Senator Bagnal offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 941, a bill to authorize the city of Fayetteville to cooperate with private corporations for industrial development purposes. Passes its second and third readings and is ordered enrolled.

H. B. 1026, a bill to exclude a certain area of land from the corporate limits of the city of Asheboro. Passes its second and third readings and is ordered enrolled.

H. B. 1082, a bill to authorize the town of Wendell to exchange real property with the Wendell Chamber of Commerce. Passes its second and third readings and is ordered enrolled.

H. B. 1104, a bill to provide for the nomination and election of the Board of County Commissioners of Rutherford County. Passes its second and third readings and is ordered enrolled.

H. B. 1105, a bill to appoint the members of the Tryon City Board of Education. Passes its second and third readings and is ordered enrolled.

H. B. 1147, a bill to provide staggered terms for the members of the West Smithfield Sanitary District Board. Passes its second and third readings and is ordered enrolled.

S. B. 147, Committee Substitute for S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property, upon second reading. Senator Webster offers an amendment which is adopted. Senator Webster offers a second amendment which is adopted. Senator Webster offers a third amendment which is adopted. Senator Sharpe offers an amendment, held not to be material, which is adopted. Senator Sharpe offers a second amendment, held not to be material, which is adopted. Senator Horton offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 40. The Committee Substitute bill, as amended, remains on the Calendar.

H. B. 334, Committee Substitute for H. B. 334, a bill to correct ommissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting

in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie — 36. The Committee Substitute bill remains on the Calendar.

H. B. 871, a bill to amend the civil process fee relating to execution fees of the sheriff, upon second reading. Upon motion of Senator Britt, the Committee amendment is adopted. Senator Horton offers an amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Deane, Folger, Garrison, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 36. The bill, as amended, remains on the Calendar.

H. B. 1024, a bill to amend Article 52 of Chapter 143 of the General Statutes, the North Carolina Pesticide Law of 1971, upon second reading. The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Deane, Folger, Garrison, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, White, Wilkie, Williamson — 35. The bill remains on the Calendar.

S. J. R. 754, a joint resolution applying to the Congress of the United States for a convention to propose an amendment to the Constitution of the United States, upon third reading. Senator Mullins calls the previous question, seconded by Senator Knox. The call is sustained. Senator Mullins calls for the "ayes" and "noes". The call is sustained. The joint resolution passes its third reading by roll call vote, ayes 30, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Folger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Mullins, Raynor, Rhyne, Royall, Saunders, Sharpe, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 30. Those voting in the negative are: Senators Hardison, Harrington, Poovey, Scott, Lynwood Smith — 5. The joint resolution is ordered sent to the House of Representatives.

S. B. 218, a bill to permit forfeiture of conveyances under additional circumstances. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Monday, May 7.

S. B. 270, Committee Substitute for S. B. 270, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing chapters of the General Statutes. Upon motion of Senator Stallings, the Committee Substitute bill is recommitted to the Committee on Local Government and Regional Affairs.

S. B. 290, Committee Substitute for S. B. 290, a bill to enact "The Multi-County Planning Organization Act of 1973". Upon motion of Senator Stallings, consideration of the Committee Substitute bill is postponed until Tuesday, May 8.

S. B. 391, a bill to provide a three thousand dollar personal income tax exclusion for retired individuals. Upon motion of Senator Raynor, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 463, a bill to increase the time of eligibility of prisoners for parole when the prisoners have been convicted of a felony with the use of a firearm, as amended. The Committee amendment offered by Senator Strickland fails of adoption. The Committee amendment offered by Senator Allsbrook is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 531, a bill to restrict the sale of surplus weapons by the State of North Carolina. Senator Knox offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 550, a bill to amend General Statute 115-34 and General Statute 115-165 to provide for an appeal from a decision of a county or city board of education to the Superior Court of the county in which the county or city board of education is located. Upon motion of Senator Kincaid, consideration of the bill is postponed until Monday, May 7.

S. B. 612, a bill to amend the Motor Vehicle Safety Responsibility Act of 1953, Chapter 20, Article 9A, Article 10 and Article 11 of the General Statutes of North Carolina to increase the present required minimum limits of proof of financial responsibility. Upon motion of Senator Folger, the Committee amendment is adopted. Senator Folger calls the previous question seconded by Senator Coleman. The call is sutained. Senator Kincaid calls for the "ayes" and "noes". The call is sustained. The bill, as amended, passes its second reading by roll call vote, ayes 25, noes 7, as follows:
Those voting in the affirmative are: Senators Allsbrook, Bob L. Barker, Blanchard, Britt, Coleman, Crawford, Deane, Folger, Garrison, Hardison, Kirby, Knox, Mauney, Mullins, Poovey, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Staton, Strickland, Webster, White, Williamson — 25.
Those voting in the negative are: Senators Alford, Robert J. Barker, Butner, Henley, Hughes, Kincaid, Wilkie — 7. The following pair is announced: senators Horton "aye", Bagnal "no". Upon objection of Senator Bagnal, to its third reading, the bill, as amended, remains on the Calendar.

S. B. 629, a bill to authorize boards of education to govern access to student records. Upon motion of Senator Alford, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 892, a bill to amend General Statute 105-275(6) relating to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative

are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill remains on the Calendar.

H. B. 519, Senate Committee Substitute for H. B. 519, a bill authorizing counties to regulate activities in the Atlantic Ocean. Upon motion of Senator Garrison, the Senate Committee Substitute is adopted and remains on the Calendar.

H. B. 520, Senate Committee Substitute for H. B. 520, a bill authorizing the cities to regulate activities in the Atlantic Ocean. Upon motion of Senator Garrison, the Senate Committee Substitute is adopted and remains on the Calendar.

Upon motion of Senator Royall, the Senate adjourns to meet on Monday at 8:00 P.M.

EIGHTY-FOURTH DAY

SENATE CHAMBER,
Monday, May 7, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Mr. John Hiatt, the Registrar of Meredith College.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:04 P.M. and sent to the office of the Secretary of State:

S. B. 27, an act to amend General Statute 50-13.6 relating to counsel fees in child custody and support actions.

S. B. 481, an act rewriting Sections 4 and 5, Chapter 785, Session Laws of 1953, relating to election of school board members of the St. Pauls City School Board, as amended by Chapter 452, Session Laws of 1955.

S. B. 482, an act rewriting Section 4, 5, 12, and 13 of Chapter 695, Session Laws of 1971, relating to revisions of the charter of the town of St. Pauls, North Carolina.

S. B. 443, an act to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials.

S. B. 484, an act to set bondsman fees in Robeson County.

S. B. 488, an act to amend Chapter 656 of the Session Laws of 1971 to extend the time in which the Cumberland County Local Government Study Commission shall complete its work and make its report to December 1, 1975.

S. B. 517, an act to validate the private sale of certain real property formerly owned by the town of Kenansville ABC Board.

S. B. 564, an act to amend Article 7, Part 1 of Chapter 160A, of the General Statutes of North Carolina providing for the organization and reorganization of city government as it relates to the city of Charlotte.

S. B. 574, an act to amend General Statute 157A-2 relating to the appointment of a historic properties commission by the city of Charlotte and the county of Mecklenburg.

S. B. 604, an act to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to canvassing of city elections.

H. B. 598, an act to amend Chapter 323, Private Laws of 1899, the charter of the town of Granite Falls, to provide for the election of town officials.

H. B. 681, an act to reorganize and expand the membership of the Wake County Board of Education.

H. B. 708, an act to place Scotland Neck under the state-wide annexation laws.

H. B. 714, an act concerning the treasurer of the county school administrative unit in Guilford County.

H. B. 734, an act to fix the compensation for members of the Tyrrell County Board of Education.

H. B. 736, an act to repeal Chapter 153, Session Laws of 1969, relating to the composition of the Board of Education of Tyrrell County.

H. B. 737, an act to amend Chapter 1228, 1971 Session Laws, authorizing the Tyrrell County Board of Education to enter into long-term and short-term lease, lease back, and lease-purchase contracts with individuals, firms and corporations.

H. B. 766, an act authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law to be done or posted at such site.

H. B. 768, an act relating to compensation of Buncombe County Board of Education members.

H. B. 769, an act to exempt Buncombe County from the provisions of General Statute 47-17.1.

H. B. 775, an act to amend the charter of the town of Nashville in the county of Nash relating to the election of local officials.

H. B. 787, an act to authorize the town of Garland to expend funds derived from the operation of alcoholic beverage control stores for certain gymnasium and playground equipment.

S. B. 669, an act to provide for insurance coverage for newborn infants.

H. B. 756, an act to authorize the Redevelopment Commission of the town of Chapel Hill to permit disposition of land for a special purpose at fair market value without competitive bidding; to permit disposition of land on the basis other than the highest monetary bid, where such disposition is found to serve the best interest of the municipality, and to dipsose of property at private sale.

H. B. 758, an act to provide for the election of County Commissioners of Mitchell County and to provide staggered terms for the Board of County Commissioners.

H. B. 760, an act to revise and rewrite the charter of the town of Pittsboro and to repeal prior charter acts.

H. B. 761, an act to provide for the nomination and election of the Jones County Board of Education in partisan elections.

H. B. 762, an act authorizing the Jones County Board of Commissioners to establish a retirement system for Jones County employees and a mandatory reitrement age for such employees.

H. B. 788, an act to provide staggered terms for the Yadkin County Board of Commissioners.

H. B. 789, an act to provide that the tax collector for Yadkin County shall be appointed by the Board of County Commissioners.

H. B. 796, an act to authorize the city of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street or Boyd's Lake Road adjoining the property they purchased from the city of Hamlet in 1963, for purposes of Little Boys' League Playground and other activities, with reverter condition.

H. B. 799, an act to abolish the office of coroner in Catawba County upon the expiration of the term of the present coroner.

H. B. 800, an act to repeal Chapter 75 of the Public Laws of 1937, Chapter 139 of the Session Laws of 1955, and to establish a board of equalization and review in Catawba County.

H. B. 833, an act authorizing the governing body of the city of Durham, upon petition, to provide water and sewer services to property abutting existing city water or sewer mains and affixing a lien to said property for the cost of providing such service.

H. B. 860, an act to amend the charter of the town of Cary to provide for compensation of officers according to general law.

H. B. 882, an act raising the per diem of the members of the Pender County Board of Education.

H. B. 891, an act to provide for an election on the question of the nonpartisan election of the Rutherford County Board of Education.

H. B. 897, an act to provide a supplemental retirement fund for firemen in the city of Morehead City and to modify the application of General Statute 118-5, 118-6, and 118-7 to the city of Morehead City.

H. B. 922, an act to increase the number of trustees of Rex Hospital.

H. B. 941, an act to authorize the city of Fayetteville to cooperate with private corporations for industrial development purposes.

H. B. 1026, an act to exclude a certain area of land from the corporate limits of the city of Asheboro.

H. B. 1082, an act to authorize the town of Wendell to exchange real property with the Wendell Chamber of Commerce.

H. B. 1104, an act to provide for the nomination and election of the Board of County Commissioners of Rutherford County.

H. B. 1105, an act to appoint the members of the Tryon City Board of Education.

H. B. 1147, an act to provide staggered terms for the members of the West Smithfield Sanitary District Board.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of, as follows:

S. B. 905, by Senators Royall, Bob L. Barker, Robert J. Barker, Staton, and Allen, a bill authorizing counties and cities, subject to an election, to covenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects. Referred to Committee on Finance.

S. J. R. 906, by Senators Folger, Royall, and Henley, a joint resolution honoring the life and memory of James Kemp Doughton who served his State and country with honor, devotion and distinction. Upon motion of Senator Folger, the rules are suspended and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Harrington, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 907, by Senators Harrington and Godwin, a bill to amend Chapter 57 of the Session Laws of 1973, relating to the Albemarle District jail. Referred to Committee on Judiciary No. 1.

S. B. 908, by Senators Robert J. Barker, Blanchard, Staton, Deane, Hughes, and Wilkie, a bill to amend portions of the State Immunization Law. Referred to Committee on Calendar.

S. B. 909, by Senator Stallings, a bill providing for the annexation of certain properties by the town of Atlantic Beach. Referred to Committee on Calendar.

S. B. 910, by Senator Allen, a bill to amend Chapter 64 of the 1971 Session Laws so as to exempt the Governor's Mansion Restoration Project from provisions of Article 8 of Chapter 143 of the General Statues with respect to receiving of bids and awarding contracts. Referred to Committee on Appropriations.

S. B. 911, by Senator Coleman, a bill to provide for illegitimate children to inherit pursuant to the Intestate Succession Act. Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 274, Committee Substitute for H. B. 274, a bill to increase the penalties for certain violations of the Controlled Substances Act. Referred to Committee on Judiciary No. 1.

H. B. 392, a bill to provide that the State Board of Health has 180 days in which to similarly control a controlled substance as controlled by the federal government. Referred to Committee on Judiciary No. 1.

H. B. 298, Committee Substitute for H. B. 298, a bill to provide for the monitoring of the discharge of industrial and other waste. Referred to Committee on Natural and Economic Resources.

H. B. 311, Committee Substitute for H. B. 311, a bill to allow commercial wineries in North Carolina and to establish license requirements and taxation. Referred to Committee on Calendar.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise, and amend the General Statutes relating to counties. Referred to Committee on Calendar.

H. B. 374, Committee Substitute for H. B. 374, a bill to change the primary election to June. Referred to Committee on Calendar.

H. B. 785, Committee Substitute for H. B. 785, a bill to provide for Discretionary pre-sentence investigation of first and subsequent convictions of D. U. I. Referred to Committee on Calendar.

H. B. 393, a bill to provide for a classification of "exempt" substances under the North Carolina Controlled Substances Act. Referred to Committee on Judiciary No. 1.

H. B. 394, a bill to provide the procedure to be used for forfeitures under the North Carolina Controlled Substances Act. Referred to Committee on Judiciary No. 1.

H. B. 395, a bill to provide that the dispension of paregoric be made only pursuant to a lawful prescription. Referred to Committee on Judiciary No. 1.

H. B. 396, a bill to provide that the North Carolina Drug Authority is the single State agency to handle federal funds for drug abuse prevention. Referred to Committee on Judiciary No. 1.

H. B. 562, a bill with respect to declarations of estimated income tax by farmers and commercial fishermen. Referred to Committee on Calendar.

H. B. 563, a bill to amend the Individual Income Tax Act with respect to installment sales. Referred to Committee on Calendar.

H. B. 565, a bill to redefine net income and net loss for the purposes of the Corporation Income Tax Act. Referred to Committee on Calendar.

H. B. 566, a bill to increase the Class A gift tax exemptions. Referred to Committee on Calendar.

H. B. 850, a bill amending General Statute 160A-364 with respect to the time of giving notice of public hearing and the recordation of ordinances. Referred to Committee on Calendar.

H. B. 852, a bill to amend Chapter 576 of the Session Laws of 1951 providing supplemental benefits for retired firemen of the Fire Department of the city of Durham. Referred to Committee on Calendar.

H. B. 1099, a bill amending Chapter 369, Session Laws of 1949, relative to the Subdivision Review Board of the city of Durham by authorizing the governing body of the city of Durham to appoint between four and six members thereto rather than between three and five members. Referred to Committee on Calendar.

H. B. 913, Committee Substitute for H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, Election and Election Laws, delete obsolete provisions thereof, and make technical changes. Referred to Committee on Judiciary No. 2.

H. B. 956, a bill to amend General Statute 105-296 to clarify the authority of the county tax supervisor to require information pertinent to the discovery of appraisal of taxable property. Referred to Committee on Finance.

H. B. 1020, Committee Substitute for H. B. 1020, a bill for the private protective services. Referred to Committee on Judiciary No. 2.

H. B. 1035, a bill to amend General Statute 90-89(a) by adding the controlled substance propiram. Referred to Committee on Judiciary No. 1.

H. B. 1078, a bill to amend General Statute 130-17(e) with regard to the rendering of services to governmental or private agencies and individuals by local boards of health. Referred to Committee on Calendar.

H. B. 1079, a bill to require a certified ambulance attendant plus the driver during emergency missions. Referred to Committee on Calendar.

H. J. R. 1134, a joint resolution honoring all Vietnam War POWs who have North Carolina family ties. Referred to Committee on Calendar.

H. B. 1190, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina. Referred to Committee on Calendar.

H. B. 1200, a bill to provide for the nomination and election of the members of the Hoke County Board of Education. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 706, a bill to revise and consolidate the charter of the town of East Spencer and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 722, a bill to provide for voluntary annexation by the city of Rocky Mount of areas not contiguous to the municipal boundaries of the city of Rocky Mount, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 751, Committee Substitute for H. B. 751, a bill to revise and consolidate the charter of the town of Carolina Beach and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 759, a bill to extend the corporate limits of the town of Robersonville, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 763, a bill to revise and consolidate the charter of the town of Faison and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 767, a bill to authorize the establishment of law enforcement districts in Guilford County in order to provide law enforcement services to a greater extent than that now provided for the entire county, upon third reading.
The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45.
The bill is ordered enrolled.

H. B. 774, a bill to annex a certain area to the town of Nashville, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0 as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 776, a bill to amend Sections 23 and 25 of Chapter 677, 1947 Session Laws, as amended, relating to zoning by the city of Winston-Salem and Forsyth County, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 781, a bill to authorize an increase in the number of commissioners of the town of Scotland Neck, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 794, a bill to annex certain land to the town of North Wilkesboro, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 856, a bill to amend the charter of the town of Marshall to regulate the presentation of claims, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 857, a bill to amend the charter of the town of Hot Springs to regulate the presentation of claims, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 859, a bill to revise and consolidate the charter of the town of Zebulon and to repeal prior charter acts, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon thrid reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.
Upon motion of Senator Williamson, the vote by which the bill passes its third reading is reconsidered and the bill is placed upon the Calendar for Wednesday, May 9.

H. B. 890, a bill to amend Article 3 of Chapter 139 of the General Statues to authorize Camden County Board of Commissioners to establish watershed improvement districts in areas of the county, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane,

Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45.
The bill is ordered enrolled.

H. B. 1222, a bill to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of the County of Yancey in connection with the authorization of $1,500,000 school bonds of said county and the calling of an election thereon, upon third reading. The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 45. The bill is ordered enrolled.

H. B. 290, a bill to provide for an additional full-time magistrate in New Hanover County. Passes its second and third readings and is ordered enrolled.

S. B. 147, Committee Substitute for S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 45. The Committee Substitute bill, as amended, is ordered engrossed and sent to the House of Representatives.

S. B. 892, a bill to amend General Statute 105-275(6) relating to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing, upon third reading. The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Taylor, Webster, White, Wilkie, Williamson — 42. The bill is ordered sent to the House of Representatives.

H. B. 334, Committee Substitute for H. B. 334, a bill to correct omissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 43, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison,

Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 43. Those voting in the negative are: Senators Rhyne, Somers — 2. The bill is ordered enrolled. Upon motion of Senator Henley, the vote by which the bill passed its third reading is reconsidered and the bill is placed upon the Calendar for Wednesday, May 9.

H. B. 871, a bill to amend the civil process fee relating to execution fees of the sheriff, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie — 44. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1024, a bill to amend Article 52 of Chapter 143 of the General Statutes, the North Carolina Pesticide Law of 1971, upon third reading. The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 43. The bill is ordered enrolled.

S. B. 144, a bill to provide for the taxation of the real and personal property of hospital, medical, and dental service corporation, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains upon the Calendar.

S. B. 386, a bill to require the tax collector to apply tax payments against the taxes owed for the earliest years of any taxpayer, upon second reading. Upon motion of Senator Kirby, the bill is committed to the Committee on Finance.

H. B. 333, Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, upon second reading. Upon motion of Senator Kirby, the bill is placed upon the Calendar for Wednesday, May 9.

H. B. 554, a bill to amend Article IV of the Constitution of North Carolina to change the name of the solicitor to district attorney, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 44. Those voting in the negative are: Senator Horton — 1. The bill remains upon the Calendar.

H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes, upon second reading. Upon motion of Senator Kirby, the bill is placed upon the Calendar for Wednesday, May 9.

S. B. 612, a bill to amend the Motor Vehicle Safety Responsibility Act of 1953, Chapter 20, Article 9A, Article 10, and Article 11 of the General Statutes of North Carolina to increase the present required minimum limits of proof of financial responsibility, as amended, upon third reading. Senator Sharpe moves that consideration of the bill, as amended, be postponed until Tuesday May 8, which motion fails to prevail. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives. Senators Henley, Raynor, Rhyne, and Bagnal, request to be recorded as voting "no."

SPECIAL ORDER NO. 1

S. J. R. 868

The hour having arrived for the consideration of Special Order No. 1, the President lays before the Senate Special Order No. 1, it being S. J. R. 868, a joint resolution establishing the Energy Crisis Study Commission. Passes its second and third readings and upon motion of Senator Robert J. Barker, the rules are suspended and the joint resolution is ordered sent to the House of Representatives by special messenger.

S. B. 218, a bill to permit forfeiture of conveyances under additional circumstances. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 344, a bill to amend General Statute 7A-377(b) to provide for an investigator for specific cases before the Judicial Standards Commission, and to provide for service of process issued by the Judicial Standards Commission. Senator Horton withdraws the amendment which he offered in the Committee. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 550, a bill to amend General Statute 115-34 and General Statute 115-165 to provide for an appeal from a decision of a county or city board of education to the superior court of the county in which the county or city board of education is located. Upon motion of Senator Alford, consideration of the bill is postponed until Tuesday, May 8.

S. B. 635, a bill to amend General Statute 113A-4 so as to eliminate the requirement for environmental impact statements concerning proposals for legislation. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 640, a bill to protect youthful offenders. The bill passes its second reading. Upon objection of Senator Horton to its third reading, the bill remains upon the Calendar.

S. B. 643, a bill to include a segment of the Linville River as part of the Natural and Scenic Rivers System. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 645, a bill to include a segment of the Green River as part of the Natural and Scenic Rivers System. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 653, a bill to amend General Statute 143-135.2 pertaining to contracts for restoration of historic buildings. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 675, a bill to amend Chapter 50 of the General Statutes by adding a section relating to judgment in divorce actions. Senator Deane offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution. Upon motion of Senator Staton, consideration of the bill is postponed until Wednesday, May 9.

S. B. 692, a bill to amend Article 13, Chapter 130, North Carolina General Statutes relating to water and sewer sanitation. Upon motion of Senator Staton, the Committee amendment is adopted. Senator Rhyne offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 722, Committee Substitute for S. B. 722, a bill to provide for findings of fact concerning visitation rights in certain child custody cases. Senator Moore offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 740, a bill to amend Article 26 of Chapter 58 of the General Statutes of North Carolina to provide insurance for exceptional children. Upon motion of Senator Stallings, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 843, upon motion of Senator Garrison, S. B. 843, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and Bible reading in the public schools, is taken from the Committee on State Policies and re-referred to the Committee on Rules and Operation of the Senate.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 1:30 P.M.

EIGHTY-FIFTH DAY

SENATE CHAMBER,
Tuesday, May 8, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend James S. Hinson, Pastor of Samaria Baptist Church, Raleigh.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 1:38 P.M. and sent to the office of the Secretary of State:

S. B. 453, an act to make Part 3 of Article 36 of Chapter 160 of the General Statutes applicable to the city of Roanoke Rapids in Halifax County subject to a vote of the people in Roanoke Rapids Township.

S. B. 510, an act to annex certain lands to the town of Gatesville.

S. B. 511, an act to amend the charter of the town of Winfall in Perquimans County.

S. B. 525, an act to revise and consolidate the charter of the city of Raeford.

S. B. 854, an act to amend Chapter 62 of the General Statutes to provide that the town of Pineville's telephone system shall be subject to the regulatory jurisdiction of the North Carolina Utilities Commission.

H. B. 290, an act to provide for an additional full-time magistrate in New Hanover County.

H. B. 706, an act to revise and consolidate the charter of the town of East Spencer and to repeal prior charter acts.

H. B. 722, an act to provide for voluntary annexation by the city of Rocky Mount of areas not contiguous to the municipal boundaries of the city of Rocky Mount.

H. B. 751, an act to revise and consolidate the charter of the town of Carolina Beach and to repeal prior charter acts.

H. B. 759, an act to extend the corporate limits of the town of Robersonville.

H. B. 763, an act to revise and consolidate the charter of the town of Faison and to repeal prior charter acts.

H. B. 767, an act to authorize the establishment of law enforcement districts in Guilford County in order to provide law enforcement services to a greater extent than that now provided for the entire county.

H. B. 774, an act to annex a certain area to the town of Nashville.

H. B. 776, an act to amend Sections 23 and 25 of Chapter 677, 1947 Session Laws, as amended, relating to zoning by the city of Winston-Salem and Forsyth County.

H. B. 781, an act to authorize an increase in the number of commissioners of the town of Scotland Neck.

H. B. 794, an act to annex certain land to the town of North Wilkesboro.

H. B. 856, an act to amend the charter of the town of Marshall to regulate the presentation of claims.

H. B. 857, an act to amend the charter of the town of Hot Springs to regulate the presentation of claims.

H. B. 859, an act to revise and consolidate the charter of the town of Zebulon and to repeal prior charter acts.

H. B. 890, an act to amend Article 3 of Chapter 139 of the General Statutes to authorize Camden County Board of Commissioners to establish watershed improvement districts in areas of the county.

H. B. 936, an act to establish Winston-Salem Fire-Public Safety Reitrement Fund Association.

H. B. 1024, an act to amend Article 52 of Chapter 143 of the General Statutes, the North Carolina Pesticide Law of 1971.

H. B. 1222, an act to ratify, approve, confirm and validate all proceedings taken by the Board of Commissioners of the county of Yancey in connection with the authorization of $1,500,000 school bonds of said county and the calling of an election thereon.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Rauch, for the Committee on State Government:

H. B. 1127, Committee Substitute for H. B. 1127, a bill to further effectuate the reorganization of State Government No. 2, with a favorable report, as amended. Upon motion of Senator Rauch, the Committee Substitute bill is made Special Order of business No. 1 for Thursday, May 10.

By Senator Webster, for the Committee on Public Utilities:

H. J. R. 1184, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer systems in North Carolina, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 907, a bill to amend Chapter 57 of the Session Laws of 1973, relating to the Albemarle district jail, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 898, a bill to establish an advisory committee concerning animal waste pollution, with a favorable report.

H. B. 524, a bill to establish a fund to assist local units of government in the acquisition of lands for parks, recreation areas, scenic areas, green belts and other purposes, with a favorable report.

H. B. 1166, a bill to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of waste-water treatment works from funds heretofore approved by the General Assembly and a vote of the people, with a favorable report.

By Senator Gudger, for the Committee on Social Rehabilitation and Control and Law Enforcement:

H. B. 944, a bill to clarify State policy in certain juvenile cases, with a favorable report.

H. B. 946, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the District Court after affirmation by the Court of Appeals or Supreme Court, with a favorable report, as amended.

By Senator Kirby, for the Committee on Finance:

S. J. R. 886, a joint resolution creating a committee to study the changes that have been made in the Revenue Act of 1939 with a view toward preparing legislation to remove inequitable and disproportionate burdens on individual taxpayers, with a favorable report.

H. B. 335, Committee Substitute for H. B. 335, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing Chapters of the General Statutes, with a favorable report.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

S. J. R. 878, a joint resolution honoring the forty years of faithful service of the Reverend Robert I. McCluskey upon the anniversary of his becoming Pastor of the Christ Wesleyan Church of Greensboro, North Carolina, with a favorable report.

S. J. R. 896, a joint resolution honoring the Sylva-Webster High School band, with a favorable report.

H. B. 12, Committee Substitute for H. B. 12, a bill to improve the General Assembly and make it more effective, with a favorable report.

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 903, a bill relating to interstate parole and probation hearing procedures, with a favorable report.

S. B. 904, a bill to amend General Statute 15-205.1, of the General Statutes relating to mandatory review of probation, with a favorable report.

H. B. 615, Committee Substitute for H. B. 615, a bill to make changes in the Abortion Law in order to comply with recent United States Supreme Court decisions, with a favorable report.

H. B. 1020, Committee Substitute for H. B. 1020, a bill for the private protective services, with a favorable report.

H. B. 1039, a bill to amend General Statute 20-32 so as to make it unlawful to permit any unlicensed minor to drive a motor vehicle, with a favorable report.

H. B. 1061, a bill to amend General Statute 20-188 concerning investigations of vehicular accidents, with a favorable report.

By Senator Alford, for the Committee on Education:

S. J. R. 897, a joint resolution to recommend that the Lieutenant Governor and the Speaker of the House create a commission or committee to study the safety problems that arise in the operation of school buses in North Carolina, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 912, by Senator Scott, a bill to amend Article 3 of Chapter 20 relating to the Motor Vehicle Act of 1937. Referred to Committee on Transportation.

S. B. 913, by Senators Scott and Royall, a bill to amend Article 38B of Chapter 115 of the General Statutes relating to education expense grants for exceptional children. Referred to Committee on Appropriations.

S. B. 914, by Senator Scott, a bill to adjust and fix the compensation to be paid the members of the Council of State. Referred to Committee on Appropriations.

S. B. 915, by Senator Henley, a bill to remove the requirement for a waiting period between the request for a voluntary sterilization and the performance of the operation. Referred to Committee on Public Health and Resources.

S. J. R. 916, by Senators McNeill Smith, Stallings, Coleman, Rhyne, Garrison, Deane, Alford, Webster, Knox, Scott, Staton, Bob L. Barker, Williamson, Murrow, Raynor, Mills, Mullins, Bahakel, Crawford, Gudger, Royall, Lynwood Smith, Hardison, Rauch, Strickland, Harrington, Saunders, Blanchard, Robert J. Barker, Taylor, Henley, Hughes, Allen, Wilkie, Folger, Butner, Bagnal, Kincaid, Rountree, Godwin and Moore, a joint resolution directing a joint committee of the Senate and the House of Representatives to study North Carolina's present tax structure, to consider the different proposals made in the 1973 General Assembly for altering the way in which the tax burden is allocated, and

to make recommendations by January 1974 on what measures might be taken to estbalish a more equitable tax structure. Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 426, a bill amending General Statute 105-369 to exempt counties and the municipalities therein from the provisions of General Statute 105-369 of the Machinery Act of 1971, relating to sales of tax liens on real property for failure to pay taxes, upon the adoption of a resolution by the governing bodies of the county or the municipalities therein. Referred to Committee on Calendar.

H. B. 564, a bill relating to income tax treatment of mineral production payments. Referred to Committee on Calendar.

H. B. 570, a bill to lower the number of hours that mental and correctional institution personnel can be required to work during a given week. Referred to Committee on Calendar.

H. B. 635, a bill to provide for settlement of tort claims by the Attorney General. Referred to Committee on Calendar.

H. B. 672, a bill to extend the limitation on tort claims to three years from accrual thereof. Referred to Committee on Calendar.

H. B. 690, a bill making the present Statute prohibiting the placing of trash on the right-of-way of a public road applicable to public roads in incorporated municipalities. Referred to Committee on Calendar.

H. B. 697, Committee Substitute for H. B. 697, a bill to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities. Referred to Committee on Education.

H. B. 700, Committee Substitute for H. B. 700, a bill to incorporate the town of Indian Beach in Carteret County. Referred to Committee on Calendar.

H. B. 795, Committee Substitute for H. B. 795, a bill to revise and consolidate the charter of the town of Mebane, and to repeal prior charter acts. Referred to Committee on Calendar.

H. B. 894, Committee Substitute for H. B. 894, a bill to prohibit annexation into Davidson County by any governmental unit located outside of Davidson County, and to prohibit annexation of noncontiguous territory within Davidson County. Referred to Committee on Calendar.

H. B. 903, a bill to amend General Statute 1-75.10 to provide a method of proof of service of process by registered mail. Referred to Committee on Calendar.

H. B. 932, a bill to authorize the State Board of Social Services to contract with agencies of the federal government. Referred to Committee on Calendar.

H. B. 1086, a bill to require insurance companies which have previously canceled or terminated automobile liability insurance policies on policyholders within this State and have subsequently reinstated or renewed such policies, to notify the North Carolina Department of Motor Vehicles of the same. Referred to Committee on Calendar.

H. J. R. 1156, a joint resolution proclaiming the week of April 15-22, 1973, as Plumbing Industry Week in North Carolina. Referred to Committee on Calendar.

H. B. 1157, a bill to amend the Unit Ownership Act relating to the requirement that bylaws be annexed to first deed to each unit. Referred to Committee on Calendar.

H. B. 1107, a bill to establish a commission to license and regulate auctioneers. Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 1126, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information. Referred to Committee on Calendar.

H. J. R. 1170, a joint resolution honoring the life and memory of Noah Powell, Chief of the Eastern Band of Cherokee Indians. Referred to Committee on Calendar.

H. J. R. 1173, a joint resolution honoring the life and memory of Romulus Alonzo Whitaker, former member of the Senate from Lenoir. Referred to Committee on Calendar.

H. B. 1125, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract. Referred to Committee on Education. Upon motion of Senator Alford, the rules are suspended, and the bill is recalled from the Committee on Education and placed on today's Calendar.

H. B. 1175, a bill to provide for waiver of color photo requirement of drivers license when in conflict with licensees religious convictions. Referred to Committee on Calendar.

H. B. 1201, a bill to provide that a visually handicapped person may use a registered signature facsimile as a proper mark of his legal signature. Referred to Committee on Calendar.

H. B. 1223, a bill to provide a means of identification for commercial fishermen for sales tax exemption purposes. Referred to Committee on Calendar.

S. B. 173, a bill to incorporate the town of Calabash in Brunswick County, North Carolina, for concurrence in the House amendment. The Senate concurs in the House amendment by roll call vote, upon motion of the Chair, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Horton, Hughes, Kirby, Knox, Mauney, Mills, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor,

Webster, White, Wilkie, Williamson — 38. The bill, as amended, is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 724, Committee Substitute for H. B. 724, a bill to provide for voluntary annexation by the city of Jacksonville of areas, territories or subdivisions not contiguous to the municipal boundaries of the city of Jacksonville, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The Committee Substitute bill remains on the Calendar.

H. B. 815, a bill to confer the power of eminent domain to the Board of County Commissioners of Mecklenburg County to obtain, widen, extend or improve streets, alleys, sidewalks and other such public rights-of-way, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

H. B. 830, a bill to permit the city of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

H. B. 837, a bill clarifying the authority of the governing body of the city of Durham to construct local improvements on its public streets, sidewalks and alleyways and specially assess costs or a portion of the costs thereof against abutting property, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

H. B. 840, a bill amending General Statute 143-129 to permit the city of Durham to accept bid bonds on proposals for construction or repair work or purchase of apparatus, supplies, and materials, or equipment without such bond being conditioned upon double payment by the surety in the event of forfeiture and failure of the surety to make prompt payment, upon second reading.
The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

H. B. 881, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, realting to eminent domain, upon second reading.
The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

H. B. 895, a bill to amend Chapter 212, Private Laws of 1899, the charter of the town of Hildebran, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. The bill remains on the Calendar.

S. B. 630, a bill to prohibit hunting or taking of bear in Craven County.
Upon motion of Senator Stallings, the Committee amendment is adopted.
The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 860, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education. Upon motion of Senator Henley, consideration of the bill is postponed until Wednesday, May 9.

S. B. 861, a bill relating to zoning by Surry County and the municipalities located therein. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 802, a bill to amend Chapter 456 of the 1953 Session Laws relating to Tyrrell County and the town of Columbia ABC store profits. Passes its second and third readings and is ordered enrolled.

H. B. 803, a bill to repeal Chapter 605 of the 1937 Public-Local Laws of North Carolina relating to the sale of beverages in Tyrrell County. Passes its second and third readings and is ordered enrolled.

H. B. 804, a bill relating to the salary of the sheriff of Tyrrell County. Passes its second and third readings and is ordered enrolled.

H. B. 814, a bill to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County. Passes its second and third readings and is ordered enrolled.

H. B. 822, a bill amending the charter of the city of Durham to authorize the Public Safety Director to sign warrants of appointment for police officers. Passes its second and third readings and is ordered enrolled.

H. B. 824, a bill amending General Statute 160A-381 to permit the governing body of the city of Durham to require the submission of development plans with rezoning requests and the submission of site plans showing proposed construction as a condition precedent to issuance of building permits. Passes its second and third readings and is ordered enrolled.

H. B. 826, a bill amending the charter of the city of Durham by deleting from Section 66 thereof reference to "feme coverts" as a state of disability. Passes its second and third readings and is ordered enrolled.

H. B. 827, a bill amending General Statute 160A-372 to permit the governing body of the city of Durham to accept payments in lieu of dedication of recreation areas in subdivisions. Passes its second and third readings and is ordered enrolled.

H. B. 828, a bill clarifying the authority of the governing body of the city of Durham to apportion assessments on subdivided property without the necessity of a petition from the owners of such property. Passes its second and third readings and is ordered enrolled.

H. B. 829, a bill amending General Statute 160A-446 relating to municipal housing appeals boards by authorizing the governing body of the city of Durham to delegate to such board authority to order effectuation of the provisions of any order issued pursuant to Part 6 of Article 19 of Chapter 160A of the General Statutues of North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill amending charter of the city of Durham with respect to the office of city attorney. Passes its second and third readings and is ordered enrolled.

H. B. 835, a bill amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to lease public property or grant easements thereon. Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to dispose of property by private sale or otherwise. Passes its second and third readings and is ordered enrolled.

H. B. 841, a bill amending the charter of the city of Durham with respect to the duration of contracts for the price of using water. Passes its second and third readings and is ordered enrolled.

H. B. 842, a bill clarifying the authority of the governing body of the city of Durham to appoint certain employees. Passes its second and third readings and is ordered enrolled.

H. B. 843, a bill amending the charter of the city of Durham to clarify the requirements for filling vacancies which may occur on the City Council of the city of Durham. Passes its second and third readings and is ordered enrolled.

H. B. 844, a bill to amend General Statute 160A-388 by providing for the appointment of a five member board of adjustment exclusive of members appointed from extraterritorial area and by requiring a three-fifths vote of the board to reverse an order of any administrative official. Passes its second and third readings and is ordered enrolled.

H. B. 846, a bill authorizing the governing body of the city of Durham to regulate public off-street parking facilities. Passes its second and third readings and is ordered enrolled.

H. B. 847, a bill amending General Statute 160A-266 by permitting the disposition of wrecked or damaged property in settlement of claims involving such property without the necessity of advertisement, negotiation, sale or bids thereon. Passes its second and third readings and is ordered enrolled.

H. B. 848, a bill authorizing the governing body of the city of Durham to waive its governmental immunity to the extent of liability insurance purchased. Passes its second and third readings and is ordered enrolled.

H. B. 849, a bill to amend General Statute 160A-299 relating to required notice before closing a street or alley by requiring notice to be sent only to persons owning property abutting the portion of street or alley proposed to be closed. Passes its second and third readings and is ordered enrolled.

H. B. 855, a bill to require certain governmental units including independent boards, agencies, commissions and authorities in Mecklenburg County to refer all capital projects to the Charlotte-Mecklenburg Planning Commission for review. Passes its second and third readings and is ordered enrolled.

H. B. 879, a bill to provide a supplemental retirement fund for firemen in the city of Statesville and to modify the application of General Statutes 118-5, 118-6 and 118-7 to the city of Statesville. Passes its second and third readings and is ordered enrolled.

H. B. 914, a bill to amend Chapter 199, Private Laws of 1889, to provide for the election of the mayor and board of commissioners in the town of Blowing Rock. Passes its second and third readings and is ordered enrolled.

H. B. 915, a bill relating to hunting in Pender County. Passes its second and third readings and is ordered enrolled.

H. B. 953, a bill amending Chapter 1073 of the 1959 Session Laws, relating to the issuance of pistol permits in Union County. Passes its second and third readings and is ordered enrolled.

H. B. 968, a bill to authorize the Board of County Commissioners of Onslow County to fix the compensation of the members and the chairman of the Onslow County Board of Education. Upon motion of Senator Sharpe, consideration

of the bill is postponed until Friday, May 11. Upon motion of Senator Mills, the vote by which the bill was placed on the Calendar for Friday, May 11 is reconsidered and the bill is taken up for its immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 1092, a bill to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores. Senator Sharpe moves that the bill be re-referred to the Committee on Alcoholic Beverage Control, which motion fails to prevail. Senator Poovey offers an amendment and calls for the "ayes" and "noes". The call is sustained. The amendment fails of adoption by roll call vote, ayes 18, noes 27, as follows: Those voting in the affirmative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Horton, Hughes, Kincaid, Mullins, Murrow, Poovey, Rhyne, Rountree, Sharpe, Somers, Strickland, Taylor, Wilkie — 18. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kirby, Knox, Mauney, Mills, Moore, Rauch, Raynor, Royall, Saunders, Lynwood Smith, Stallings, Webster, Williamson — 27. Senator Sharpe calls for the "ayes" and "noes" on the second reading of the bill. The call is sustained. The bill passes its second reading by roll call vote, ayes 26, noes 19, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Knox, Mills, Moore, Rauch, Raynor, Royall, Saunders, Lynwood Smith, Somers, Stallings, Staton, Webster, Williamson — 26. Those voting in the negative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Horton, Hughes, Kincaid, Mauney, Mullins, Murrow, Poovey, Rhyne, Rountree, Sharpe, Strickland, Taylor, Wilkie — 19. Upon objection of Senator Poovey to its third reading, the bill remains on the Calendar.

H. B. 1095, a bill amending Chapter 520 of the 1971 Session Laws relating to hunting with rifles in Hyde County. Passes its second and third readings and is ordered enrolled.

H. B. 1171, a bill to amend Chapter 126 of the 1963 Session Laws to provide that members of the Haywood County Board of Education shall take office on the first Monday in December following their election. Passes its second and third readings and is ordered enrolled.

H. B. 1218, a bill to amend Chapter 2 Private Laws of 1925, to provide for the election and term of office of the mayor and governing body of the town of Forest City. Passes its second and third readings and is ordered enrolled.

S. B. 144, a bill to provide for the taxation of the real and personal property of hospital, medical, and dental service corporations, upon third reading. The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Lynwood Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 40. The bill is ordered sent to the House of Representatives.

H. B. 554, a bill to amend Article IV of the Constitution of North Carolina to change the name of the solicitor to district attorney, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Rhyne, Royall, Saunders, McNeill Smith, Lynwood Smith, Stallings, Strickland, Taylor, Webster, Wilkie, Williamson — 41. The bill is ordered enrolled.

S. B. 303, a bill enabling the counties of Carteret, Craven, Jones and Pamlico to jointly establish an airport authority for the establishment and maintenance of airport facilities, upon second reading. Upon motion of Senator Stallings the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 41, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. Those voting in the negative are: Senators Robert J. Barker, Rhyne — 2. The bill, as amended, remains on the Calendar.

H. B. 330, a bill authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 6, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Lynwood Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 40. Those voting in the negative are: Senators Robert J. Barker, Folger, Rhyne, McNeill Smith, Somers, Wilkie — 6. The bill remains on the Calendar.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services, upon second reading. Upon motion of Senator Allsbrook, consideration of the bill is postponed until Wednesday, May 9.

S. B. 640, a bill to protect youthful offenders, upon third reading. Senator Coleman offers an amendment which fails of adoption. Senator Deane offers an amendment which is adopted. Senator Knox calls the previous question, seconded by Senator Moore. The call is sustained. The bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

S. B. 122, Committee Substitute for S. B. 122, a bill to provide for the right of privacy of victims in cases of rape. Senator Somers offers an amendment which is adopted. Senator Mullins offers an amendment which is adopted. Senator Britt calls the previous question, seconded by Senator Mills. The

call is sustained. The Committee Substitute bill, as amended, passes its second reading. Upon objection of Senator Kirby to its third reading, the Committee Substitute bill, as amended, remains on the Calendar.

S. B. 290, Committee Substitute for S. B. 290, a bill to enact "The Multi-County Planning Organization Act of 1973". Upon motion of Senator Stallings, consideration of the Committee Substitute bill is postponed until Thursday, May 10.

S. B. 550, a bill to amend General Statute 115-34 and General Statute 115-165 to provide for an appeal from a decision of a county or city board of education to the Superior Court of the county in which the county or city board of education is located. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 750, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions. Upon motion of Senator Bob L. Barker, consideration of the bill is postponed until Thursday, May 10.

S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise. Upon motion of Senator Allen, consideration of the bill is postponed until Thursday, May 10.

S. B. 811, a bill to provide that there will be no forfeiture under General Statute 90-112 where the owner of the vehicle, vessel or aircraft involved did not have knowledge of the violation of General Statute 90-95(a) (1) or General Statute 90-95(a) (2). Upon motion of Senator Folger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 816, a bill to provide for special registration plates for sheriffs. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 832, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 833, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract. Upon motion of Senator Alford, consideration of the bill is postponed until Wednesday, May 9.

S. B. 834, a bill to amend General Statute 109-3 concerning the recordation of officials' bonds. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 837, Committee Substitute for S. B. 837, a bill to amend the Child Labor Law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions. Senator Allsbrook withdraws the amendment which he offered in Committee. Senator Knox offers an amendment which is adopted. Senator Allen offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading.

Upon objection of Senator Blanchard to its third reading, the Committe Substitute bill, as amended, remains on the Calendar.

S. B. 844, a bill to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners of Optometry. Upon motion of Senator Britt, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 845, a bill to change the name of Eastern North Carolina Sanatorium to Eastern North Carolina Hospital and other purposes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 846, a bill to amend the Workmen's Compensation Act regarding benefits. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 847, a bill to amend the Wokmen's Compensation Act regarding occupational hearing loss. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 848, a bill to increase Workmen's Compensation benefits for loss of hands and arms. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 849, a bill to provide three additional copies of the Appellate Division reports to the North Carolina Industrial Commission. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 852, a bill to create a Crime Study Commission. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 859, a bill to amend the Workmen's Compensation Act regarding coverage of elected officials. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 865, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constitutent institutions of the University of North Carolina. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Thursday, May 10.

S. B. 869, a bill to reduce the size of the Motor Vehicle Registration card. Senator Mauney offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 870, a bill to amend General Statute 1-82 to provide for the venue of actions involving promissory notes. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 871, a bill to amend Chapter 93A of the General Statutes relating to real estate brokers and salesmen. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 244, Committee Substitute for S. B. 244, a bill to establish a program for the control of pollution from sedimentation, for concurrence in the House amendments. Upon motion of Senator Allen, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

H. B. 1125, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract. The bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the bill remains on the Calendar.

H. B. 913, upon motion of Senator Britt, H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, elections and election laws, delete obsolete provisions thereof, and make technical changes, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Election Laws.

H. B. 374, upon motion of Senator Kirby, H. B. 374, a bill to change the primary election to June, is taken from the Committee on Calendar and re-referred to the Committee on Election Laws.

S. J. R. 842 and S. B. 843, upon motion of Senator Allen, S. J. R. 842, a joint resolution memorializing the Congress of the United States to call a Constitutional convention for the purpose of proposing an amendment to the Constitution of the United States authorizing voluntary prayers and bible reading in the public schools of any state, and S. B. 843, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and bible reading in the public schools, are taken from the Committee on Rules and Operation of the Senate and re-referred to the Committee on Constitution.

S. J. R. 890. upon motion of Senator Staton, S. J. R. 890, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer systems in North Carolina, is taken from the Committee on Natural and Economic Resources and re-referred to the Committee on Public Utilities.

H. B. 326, upon motion of Senator Strickland, H. B. 326, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education, is taken from the Committee on Higher Education and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 12:30 P.M.

EIGHTY-SIXTH DAY

SENATE CHAMBER,
Wednesday, May 9, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Rabbi Leo J. Stillpass of Temple Beth Or.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be

correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 1:00 P.M. and sent to the office of the Secretary of State:

S. B. 173, an act to incorporate the town of Calabash in Brunswick County, North Carolina.

S. B. 244, an act to establish a program for the control of pollution from sedimentation.

S. B. 544, an act providing authority for the County Board of Commissioners of Cumberland County to appoint an ex-officio member and officer to county boards, commissions, and agencies where local laws designate county treasurer.

H. B. 554, an act to amend Article IV of the Constitution of North Carolina to change the name of the solicitor to district attorney.

H. B. 802, an act to amend Chapter 456 of the 1953 Session Laws relating to Tyrrell County and the town of Columbia A. B. C. store profits.

H. B. 803, an act to repeal Chapter 605 of the 1937 Public-Local Laws of North Carolina relating to the sale of beverages in Tyrrell County.

H. B. 804, an act relating to the salary of the sheriff of Tyrrell County.

H. B. 814, an act to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County.

H. B. 822, an act amending the charter of the city of Durham to authorize the public safety director to sign warrants of appointment for police officers.

H. B. 824, an act amending General Statute 160A-381 to permit the governing body of the city of Durham to require the submission of development plans with rezoning requests and the submission of site plans showing proposed construction as a condition precedent to issuance of building permits.

H. B. 826, an act amending the charter of the city of Durham by deleting from Section 66 thereof reference to "feme coverts" as a state of disability.

H. B. 827, an act amending General Statute 160A-372 to permit the governing body of the city of Durham to accept payments in lieu of dedication of recreation areas in subdivisions.

H. B. 828, an act clarifying the authority of the governing body of the city of Durham to apportion assessments on subdivided property without the necessity of a petition from the owners of such property.

H. B. 829, an act amending General Statute 160A-446 relating to municipal housing appeals boards by authorizing the governing body of the city of Durham to delegate to such board authority to order effectuation of the provisions of any order issued pursuant to Part 6 of Article 19 of Chapter 160A of the General Statutes of North Carolina.

H. B. 831, an act amending charter of the city of Durham with respect to the office of city attorney.

H. B. 835, an act amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to lease public property or grant easements thereon.

H. B. 839, an act amending the charter of the city of Durham to clarify the authority of the governing body of the city of Durham to dispose of property by private sale or otherwise.

H. B. 841, an act amending the charter of the city of Durham with respect to the duration of contracts for the price of using water.

H. B. 842, an act clarifying the authority of the governing body of the city of Durham to appoint certain employees.

H. B. 843, an act amending the charter of the city of Durham to clarify the requirements for filling vacancies which may occur on the City Council of the city of Durham.

H. B. 844, an act to amend General Statutes 160A-388 by providing for the appointment of a five member board of adjustment exclusive of members appointed from extraterritorial area and by requiring a three-fifths vote of the board to reverse an order of any administrative official.

H. B. 846, an act authorizing the governing body of the city of Durham to regulate public off-street parking facilities.

H. B. 847, an act amending General Statute 160A-266 by permitting the disposition of wrecked or damaged property in settlement of claims involving such property without the necessity of advertisement, negotiation, sale or bids thereon.

H. B. 848, an act authorizing the governing body of the city of Durham to waive its governmental immunity to the extent of liability insurance purchased.

H. B. 849, an act to amend General Statute 160A-299 relating to required notice before closing a street or alley by requiring notice to be sent only to persons owning property abutting the portion of street or alley proposed to be closed.

H. B. 855, an act to require certain governmental units including independent boards, agencies, commissions and authorities in Mecklenburg County to refer all capital projects to the Charlotte-Mecklenburg Planning Commission for review.

H. B. 871, an act to amend the civil process fee relating to execution fees of the sheriff.

H. B. 879, an act to provide a supplemental retirement fund for firemen in the city of Statesville and to modify the application of General Statute 118-5, 118-6, and 118-7 to the city of Statesville.

H. B. 914, an act to amend Chapter 199, Private Laws of 1889, to provide for the election of the mayor and board of commissioners in the town of Blowing Rock.

H. B. 915, an act relating to hunting in Pender County.

H. B. 953, an act amending Chapter 1073 of the 1959 Session Laws, relating to the issuance of pistol permits in Union County.

H. B. 968, an act to authorize the Board of County Commissioners of Onslow County to fix the compensation of the members and the chairman of the Onslow County Board of Education.

H. B. 1095, an act amending Chapter 520 of the 1971 Session Laws relating to hunting with rifles in Hyde County.

H. B. 1171, an act to amend Chapter 126 of the 1963 Session Laws to provide that members of the Haywood County Board of Education shall take office on the first Monday in December following their election.

H. B. 1218, an act to amend Chapter 2, Private Laws of 1925, to provide for the election and term of office of the mayor and governing body of the town of Forest City.

H. B. 1063, Committee Substitute for H. B. 1063. Upon motion of Senator Harrington, the Senate withdraws from the Conference Committee on Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways, and discharges the conferees. A message is ordered sent to the House of Representatives advising that Honorable Body of this action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message from the House of Representatives is received:

HOUSE OF REPRESENTATIVES,
May 9, 1973.

H. B. 1063, Committee Substitute for H. B. 1063

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has withdrawn from the Conference Committee on House Bill No. 1063, "a bill to be entitled an act to reorganize the Department of Transportation and Highway Safety as it relates to highways," and discharged the Conferees.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 1063, Committee Substitute for H. B. 1063. Upon motion of Senator Harrington, a message is ordered sent to the House of Representatives requesting the return of Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways, for further consideration by the Senate.

S. B. 670, upon motion of Senator Williamson, S. B. 670, a bill to amend the Constitution of North Carolina to permit the General Assembly to enact local legislation regulating trade in regard to the regulation and control of the use or

sale of alcoholic beverages, is taken from the Committee on Alcoholic Beverage Control and re-referred to the Committee on Constitution.

H. B. 154, upon motion of Senator Staton, H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, is taken from the Committee on Manufacturing, Labor and Commerce and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Williamson, for the Committee on Alcoholic Beverage Control:

S. B. 417, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences, with a favorable report, as amended.

H. B. 1025, a bill to create the North Carolina Alcoholism Research Authority, with a favorable report.

By Senator White, for the Committee on Agriculture:

S. B. 876, a bill to increase the powers of the Milk Commission with respect to milk pricing, with a favorable report, as amended.

By Senator Scott, for the Committee on Appropriations:

S. B. 548, a bill to amend General Statute 7A-465 to provide for the establishment of the Office of Public Defender in the Twenty-Eighth Judicial District and to amend General Statute 7A-466 to provide for the appointment of the public defender by the Senior Resident Superior Court Judge of that Judicial District, with a favorable report.

S. B. 894, a bill to amend legislation providing a scholarship loan program for the preparation of teachers for the mentally retarded to include scholarships to be provided for teachers of all areas of special education not just the mentally retarded, with a favorable report.

S. B. 899, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property, with a favorable report, as amended.

S. B. 900, a bill to authorize the issuance of $50,000,000 in bonds of the State to provide funds for the acquisition, preservation and development of park, recreational and public lands in the State subject to a vote of the people of the State, with a favorable report.

S. B. 910, a bill to amend Chapter 64 of the 1971 Session Laws so as to exempt the Governor's Mansion Restoration Project from provisions of Article 8 of Chapter 143 of the General Statutes with respect to receiving of bids and awarding of contracts, with a favorable report.

S. B. 913, a bill to amend Article 38B of Chapter 115 of the General Statutes relating to education expense grants for exceptional children, with a favorable report.

By Senator Kirby, for the Committee on Calendar:

H. B. 311, Committee Substitute for H. B. 311, a bill to allow commercial wineries in North Carolina and to establish license requirements and taxation, wtih a favorable report, as amended.

H. B. 566, a bill to increase the Class A gift tax exemptions, with a favorable report.

H. B. 1078, a bill to amend General Statute 130-17(e) with regard to the rendering of services to governmental or private agencies and individuals by local boards of health, with a favorable report.

H. B. 1079, a bill to require a certified ambulance attendant plus the driver during emergency missions, with a favorable report, as amended.

H. B. 1190, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina, with a favorable report.

By Senator Alford, for the Committee on Education:

S. B. 420, a bill to repeal General Statute 115-142 relating to contracts with teachers, principals, and other professional employees, termination of contracts; continuing contracts; notice, with an unfavorable report.

S. B. 737, a bill rewriting General Statute 135-8(b) (5) relating to monthly contributions to the retirement system by members who are on leaves of absence, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Alford, the rules are suspended, and the Committee Substitute bill is placed upon today's Calendar.

H. B. 697, Committee Substitute for H. B. 697, a bill to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities, with a favorable report, as amended.

By Senator Moore, for the Committee on Election Laws:

S. B. 891, a bill to provide for the election of soil conservation district supervisors, with a favorable report.

H. B. 94, Committee Substitute for H. B. 94, a bill to amend Article 20 of Chapter 163 of the General Statutes so as to permit absentee voting, with a favorable report, as amended.

H. B. 913, Committee Substitute for H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, Elections and Election Laws, delete obsolete provisions thereof, and make techinical changes, with a favorable report, as amended.

By Senator Henley, for the Committee on Insurance:

H. B. 1048, a bill amending General Statute 58-77(9) pertaining to the amount of capital and surplus required by insurance companies doing business within the State so as to extend to July 1, 1975, compliance with the increased capital and surplus requirements by certain companies, with a favorable report.

By Senator Saunders, for the Committee on Manufacturing, Labor and Commerce:

H. B. 1107, a bill to establish a commission to license and regulate auctioneers, with a favorable report.

By Senator Staton, for the Committee on Natural and Economic Resources:

H. B. 297, Committee Substitute for H. B. 297, a bill to provide for the protection and conservation of the natural resources of the State of North Carolina through regulation and control of sources of oil pollution, with a favorable report, as amended.

By Senator Royall, for the Committee on Public Health and Resources:

S. J. R. 882, a joint resolution authorizing and directing the Secretary of Human Resources to coordinate nutrition programs within state government, with a favorable report. Upon motion of Senator Royall, the joint resolution is re-referred to the Committee on Appropriations.

H. B. 591, a bill to provide that counties shall pay certain benefits for nursing home care, with a favorable report, as amended.

H. B. 933, Committee Substitute for H. B. 933, a bill to clarify the provisions of General Statute 108-45 pertaining to the confidentiality of welfare records, with a favorable report.

H. B. 934, a bill to authorize payments from the State Fund for medical assistance to intermediate care facilities, with a favorable report.

H. B. 935, a bill to prescribe limitations on eligibility for State Foster Home Fund benefits, with a favorable report.

H. B. 1018, a bill to specify the effective date of expansion of a three member county board of social services to a five member board, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of, as follows:

Upon motion of Senator Mullins, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 917, by Senators Mullins, Moore, Knox, and Bahakel, a bill to provide for partisan elections in the city of Charlotte. Referred to Committee on Election Laws.

S. R. 918, by Senator Henley, a Senate resolution to establish a proper system of financial assistance to enable qualified, financially needy North Carolina residents to attend public or private colleges and universities. Referred to Committee on Calendar.

S. B. 919, by Senator Moore, a bill to authorize and clarify the appointment of special registration commissioners. Referred to Committee on Election Laws.

S. B. 920, by Senator Moore, a bill to clarify the affiliation of persons registering to vote. Referred to Committee on Election Laws.

S. B. 921, by Senator Knox, a bill to amend Chapter 105, Section 374, of the North Carolina General Statutes. Referred to Committee on Finance.

S. B. 922, by Senator Knox, a bill to amend Chapter 105, Section 303, of the North Carolina General Statutes. Referred to Committee on Finance.

S. B. 923, by Senator Knox, a bill to amend Chapter 105, Section 312, of the North Carolina General Statutes. Referred to Committee on Finance.

S. B. 924, by Senator Gudger, a bill relating to the issuance of capias. Referred to Committee on Judiciary No. 1.

S. B. 925, by Senators Horton, Bagnal, Butner, and Somers, a bill making lawful all marriage ceremonies performed in the sanctuary of the Friedburg Moravian Church, regardless of whether the marriage license was issued in Forsyth or Davidson County. Referred to Committee on Local Government and Regional Affairs.

S. B. 926, by Senator Staton, a bill to authorize the town of Carrboro to convey certain property to the South Orange Rescue Squad, Inc. Referred to Committee on Local Government and Regional Affairs.

S. J. R. 927, by Senators Taylor, Gudger, Wilkie, and Crawford, a joint resolution honoring Samuel E. Sanders, the 1973 Southeastern Regional Score Man of the Year. Referred to Committee on Calendar.

S. B. 928, by Senator McNeill Smith, a bill to provide for reciprocal agreements with other states as issuance of citations to non-residents. Referred to Committee on Highway Safety.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 9, 1973.

H. B. 23, Committee Substitute for H. B. 23

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 23, "a bill to be entitled an act to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement," and requests conferees. Mr. Speaker Ramsey has appointed Representatives Quinn, Stevens of Buncombe, and Blackwell on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Allsbrook moves that the President appoint a three-member committee on the part of the Senate, which motion prevails. The President appoints Senators Allsbrook, Horton, and Raynor as conferees on this bill and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations, for concurrence in the House amendments. Upon motion of Senator Kirby, the bill is placed upon the Calendar for Thursday, May 10, for concurrence in the House amendments.

H. B. 468, a bill to restrict the activities of the Department of Corrections laundry services. Referred to Committee on Calendar.

H. B. 878, a bill to provide for the collection and disposal of derelict and abandoned motor vehicles within the State; to prohibit the abandonment of such vehicles in the State, with exceptions, and to provide a penalty for violating the provisions of this Act. Referred to Committee on Judiciary No. 1.

H. B. 514, Committee Substitute for H. B. 514, a bill to amend Article 25 of Chapter 153, North Carolina General Statutes, to permit metropolitan sewerage districts to encompass land in more than one county. Referred to Committee on Judiciary No. 1.

H. B. 609, a bill to conform North Carolina percentage depletion rates with rates established by the Internal Revenue Code. Referred to Committee on Calendar.

H. B. 1010, a bill to validate certain corporate conveyances without seal executed prior to January 1, 1973. Referred to Committee on Calendar.

H. B. 929, a bill to expedite justice in North Carolina by providing for administrative assistants for solicitors. Referred to Committee on Calendar.

H. J. R. 1084, a joint resolution concerning adult education programs for the University of North Carolina Television Network. Referred to Committee on Calendar.

H. B. 1013, Committee Substitute for H. B. 1013, a bill to provide notice to interested parties in tax foreclosure procedures under General Statute 105-375. Referred to Committee on Calendar.

H. J. R. 1016, Committee Substitute for H. J. R. 1016, a joint resolution commending the Carolina Cougars of the American Basketball Association, North Carolina's only major league professional team. Referred to Committee on Calendar.

H. B. 1050, a bill to extend the regulation of certain auction sales to include the sales of office equipment and carpets. Referred to Committee on Calendar.

H. B. 1058, a bill to amend General Statute 58-226 relating to the by-laws of mutual burial associations. Referred to Committee on Calendar.

H. B. 1072, Committee Substitute for H. B. 1072, a bill to require record keeping by pawnbrokers. Referred to Committee on Calendar.

H. B. 1075, a bill authorizing the Department of Agriculture to regulate the production, sale, use and distribution of biological organisms. Referred to Committee on Calendar.

H. B. 1094, a bill to amend General Statute 135-4(a) so as to modify the provisions for creditable service. Referred to Committee on Calendar.

H. B. 1164, a bill to amend General Statute 25A-29 to allow the collection of interest at the rate of six percent (6%) per annum in lieu of default charges on retail installment sales of farm equipment. Referred to Committee on Calendar.

H. B. 1100, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions. Referred to Committee on Calendar.

H. J. R. 1106, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State. Referred to Committee on Calendar.

H. B. 1137, a bill to exempt nonprofit hospitals from the provisions of the escheats laws. Referred to Committee on Calendar.

H. B. 1146, Committee Substitute for H. B. 1146, a bill to amend General Statute 160A-101 so as to provide an additional mode of electing the governing body of municipalities. Referred to Committee on Calendar.

H. B. 1168, a bill to repeal Chapter 597 of the Session Laws of 1971 relating to the public financing of private hospital facilities. Referred to Committee on Calendar.

H. B. 1178, a bill to amend Chapter 141 of the Session Laws of 1973 to effect a technical correction. Referred to Committee on Calendar.

H. B. 1169, a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission. Referred to Committee on Calendar.

H. B. 1181, a bill to permit the killing of deer which are destroying real or personal property. Referred to Committee on Calendar.

H. B. 1193, a bill to amend Rule 4(j) (9) of General Statute 1A-1 to permit the alternative method of service of process on foreign corporations who have a process agent authorized to accept service in their foreign state of incorporation. Referred to Committee on Calendar.

H. B. 1202, a bill to increase the membership of the Advisory Budget Commission. Referred to Committee on Judiciary No. 2.

H. B. 1228, a bill to amend Article 2, Part 5 of Chapter 108 of the General Statutes, to provide for recovery from certain persons funds paid for medical assistance. Referred to Committee on Calendar.

H. B. 1230, a bill to provide for disregarding some of the contributions of absent parents under the Aid to Families with Dependent Children Program. Referred to Committee on Calendar.

H. J. R. 1233, a joint resolution directing the State Department of Social Services and the Employment Security Commission of North Carolina to seek to reduce time involved in paper work and administrative procedures under the Aid to Families with Dependent Children Program, inclusive of the Work Incentive Program, and to report to the 1974 General Assembly. Referred to Committee on Calendar.

H. J. R. 1240, a joint resolution honoring the life and memory of Frederick Bays McCall. Referred to Committee on Calendar.

H. B. 1246, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education. Upon motion of Senator Henley, the rules are suspended and the bill is placed upon today's Calendar.

H. B. 1241, Committee Substitute for H. B. 1241, a bill to provide for a nonpartisan election of the Polk County Board of Education. Referred to Committee on Calendar.

H. B. 1270, a bill to change the manner of selection of the State Board of Examiners for nursing home administrators. Referred to Committee on Calendar.

H. J. R. 1300, a joint resolution honoring the Fifth Annual Martin Luther King Games to be held in Durham on May 12. Upon motion of Senator Royall, the rules are suspended, and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 1312, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for University of North Carolina Board of Governors. Upon motion of Senator Strickland, the rules are suspended, and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 724, Committee Substitute for H. B. 724, a bill to provide for voluntary annexation by the city of Jacksonville of areas, territories or subdivisions not contiguous to the municipal boundaries of the city of Jacksonville, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The Committee Substitute bill is ordered enrolled.

H. B. 815, a bill to confer the power of eminent domain to the Board of County Commissioners of Mecklenburg County to obtain, widen, extend or improve streets, alleys, sidewalks and other such public rights-of-way, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0,

as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Lynwood Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 830, a bill to permit the city of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 837, a bill clarifying the authority of the governing body of the city of Durham to construct local improvements on its public streets, sidewalks and alleyways and specially assess costs or a portion of the costs thereof against abutting property, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 840, a bill amending General Statute 143-129 to permit the city of Durham to accept bid bonds on proposals for construction or repair work or purchase of apparatus, supplies, and materials, or equipment without such bond being conditioned upon double payment by the surety in the event of forfeiture and failure of the surety to make prompt payment, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 881, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to eminent domain, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington,

Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon third reading. Senator Williamson moves consideration of the third reading be postponed until Wednesday, May 16. The motion prevails.

H. B. 895, a bill to amend Chapter 212, Private Laws of 1899, the charter of the town of Hildebran, upon third reading. The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bhakel, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. The bill is ordered enrolled.

H. B. 1092, a bill to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores, upon third reading. Upon motion of Senator Sharpe, consideration of the bill is postponed until Monday, May 14.

S. B. 520, a bill to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to written contracts. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1246, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education. Passes its second and third readings and is ordered enrolled.

S. B. 860, a bill to provide for the nonpartisan election of the Fayetteville City Board of Education. Upon motion of Senator Henley, consideration of the bill is postponed indefinitely.

S. B. 303, a bill enabling the counties of Carteret, Craven, Jones, and Pamlico to jointly establish an airport authority for the establishment and maintenance of airport facilities, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Scott, Lynwood Smith, McNeill Smith, Williamson — 33. Those voting in the negative are: Senator Rhyne — 1. The bill, as amended, is ordered engrossed and sent to the House of Representatives.

H. B. 330, a bill authorizing counties to estbalish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services, upon third reading. The bill passes its third reading by roll call vote, ayes 31, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Butner, Coleman, Crawford, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Lynwood Smith, Strickland, Webster, Wilkie, Williamson — 31. Those voting in the negative are: Senators Folger, Kincaid, Rhyne, McNeill Smith, Somers — 5. Senator Horton moves that the vote by which the bill passed its third reading be reconsidered, which motion prevails. Senator Rhyne offers an amendment, held not to be material, which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Somers, Strickland, Taylor, Webster, White, Wilkie, Williamson — 42. The bill, as amended, is ordered returned to the House of Representatives for concurrence in the Senate amendment.

H. B. 334, Committee Substitute for H. B. 334, a bill to correct omissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, Webster, Wilkie, Williamson — 40. The Committee Substitute bill is ordered enrolled.

H. B. 333, Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, upon second reading. Senator Moore offers an amendment, held not to be material, which is adopted. Senator Rhyne offers an amendment. Senator Kirby offers an amendment, held not to be material, which is adopted. Senator Somers offers an amendment, held not to be material. Senator Somers calls the previous question, seconded by Senator Godwin. The call is sustained. The amendment offered by Senator Somers is adopted. Senator Folger offers an amendment, held not to be material, which is adopted. Senator Kirby calls the previous question, seconded by Senator Moore. The call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 40, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Webster, White, Wilkie, Williamson — 40. Those voting in the negative are: Senators Coleman, Folger, Horton, Rhyne, Somers — 5. The Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes, upon second reading. The bill passes its second reading by roll call vote, ayes 37, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, Stallings, Staton, White, Williamson — 37. Those voting in the negative are: Senators Moore, Rhyne, Somers — 3. The bill remains on the Calendar.

H. B. 1125, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract, upon third reading. The bill passes its third reading and is ordered enrolled.

S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution. Upon motion of Senator Staton, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 833, a bill to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract. Upon motion of Senator Allen, consideration of the bill is postponed indefinitely.

H. B. 43, Committee Substitute for H. B. 43, a bill to revise the claim and delivery procedures. Upon motion of Senator Kirby, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 85, Committee Substitute for H. B. 85, a bill relating to the recommendation and appointment of precinct officials. Passes its second and third readings and is ordered enrolled.

H. B. 100, a bill to amend the Hospital, Medical and Dental Service Corporations Act to provide for reimbursement for certain acts and services of certain nurses. Passes its second and third readings and is ordered enrolled.

H. B. 101, a bill to amend the Insurance Act to provide for reimbursement for certain acts and services of certain nurses. Passes its second and third readings and is ordered enrolled.

H. B. 102, a bill to provide funds to counties for education, research, treatment and rehabilitation of alcoholics. Upon motion of Senator Moore, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 144, a bill to prohibit political campaign material from being placed on State highway rights-of-way. The bill fails to pass its second reading. Senator Sharpe requests to be recorded as voting "aye."

H. B. 146, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department). Upon motion of Senator Moore, consideration of the bill is postponed until Thursday, May 10.

H. B. 174, a bill to clarify the authority of the State to make payments in lieu of taxes on certain timberlands. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 190, a bill to provide for the issuance of special identification cards to residents of this State not possessing a driver's license. Passes its second and third readings and is ordered enrolled.

H. B. 201, a bill to amend General Statute 20-13(a) concerning the suspension of the license of a provisional licensee for a moving violation. Passes its second and third readings and is ordered enrolled.

H. B. 249, a bill to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division. Passes its second and third readings and is ordered enrolled.

H. B. 253, a bill to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c). Passes its second and third readings and is ordered enrolled.

H. B. 264, a bill to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil, and tires on State contract. Passes its second and third readings and is ordered enrolled.

H. B. 272, a bill to prescribe the conditions and procedures under which properties may be placed in the State Nature and Historic Preserve. Passes its second and third readings and is ordered enrolled.

H. J. R. 283, a joint resolution from the General Assembly constituting units of the existing State Park System and State Historic Sites as parts of the State Nature and Historic Preserve. Passes its second and third readings and is ordered enrolled.

H. B. 296, Committee Substitute for H. B. 296, a bill to protect the public health by insuring proper regulation of ground absorption sewage disposal systems. The bill passes its second reading. Upon objection of Senator Robert J. Barker to its third reading, the Committee Substitute bill remains upon the Calendar.

H. B. 337, Committee Substitute for H. B. 337, a bill to require the recordation of the order of approval of sanitary landfill sites, in order to protect subsequent purchasers of the site. Passes its second and third readings and is ordered enrolled.

H. B. 340, Senate Committee Substitute for H. B. 340, a bill to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances. Upon motion of Senator Moore, consideration of the Senate Committee Substitute bill is postponed until Thursday, May 10.

H. J. R. 353, a joint resolution urging that Congress defeat legislation that would repeal the tax exempt status of state and municipal bonds. Passes its second and third readings and is ordered enrolled.

H. B. 373, Committee Substitute for H. B. 373, a bill to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded. Upon motion of Senator Raynor, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 376, a bill to reenact General Statute 31-31.1 so as to validate certain acts of notaries public and deputy clerks of the Superior Court which have been performed since 1945. Passes its second and third readings and is ordered enrolled.

H. B. 407, a bill to protect baby animals sold as pets by requiring that they be at least eight weeks of age before sale. The bill passes its second reading. Upon objection of Senator Horton to its third reading, the bill remains upon the Calendar.

S. B. 737, Committee Substitute for S. B. 737, a bill to amend General Statute 135-4 and General Statute 135-5(1) relating to monthly contributions to the retirement system by members who are on leaves of absence. Upon motion of Senator Alford, the Committee Substitute bill is adopted and remains upon the Calendar.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 9, 1973.

H. B. 1063, Committee Substitute for H. B. 1063

Mr. President:

Pursuant to the message from your Honorable Body requesting the return of Committee Substitute for House Bill No. 1063, "a bill to be entitled an act to reorganize the Department of Transportation and Highway Safety as it relates to highways," we are returning the bill for further consideration by the Senate.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Harrington, the vote by which Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways, passed its third reading is reconsidered and the Committee Substitute bill is placed upon today's Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1063, Committee Substitute for H. B. 1063, a bill to reorganize the Department of Transportation and Highway Safety as it relates to highways. Senator Moore offers an amendment which is adopted. Senator Moore offers a second amendment which is adopted. Senator Moore offers a third amendment which is adopted. Senator Moore offers a fourth amendment which is adopted. Senator Moore offers a fifth amendment which is adopted. Senator Moore offers a sixth amendment which is adopted. Senator Moore offers a seventh amendment which is adopted. Senator Moore offers an eighth amendment which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow at 1:00 P.M.

EIGHTY-SEVENTH DAY

SENATE CHAMBER,
Thursday, May 10, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

S. B. 538, upon motion of Senator White, the vote by which S. B. 538, a bill to regulate the sales of commercial feeds, was placed upon the unfavorable calendar is reconsidered and the bill is re-referred to the Committee on Agriculture.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 1:10 P.M. and sent to the office of the Secretary of State:

H. B. 334, an act to correct omissions, technical errors, and internal inconsistencies in Chapter 160A of the General Statutes.

H. B. 724, an act to provide for voluntary annexation by the city of Jacksonville of areas, territories or subdivisions not contiguous to the municipal boundaries of the city of Jacksonville.

H. B. 815, an act to confer the power of eminent domain to the Board of County Commissioners of Mecklenburg County to obtain, widen extend or improve streets, alleys, sidewalks and other such public rights-of-way.

H. B. 830, an act to permit the city of Durham to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

H. B. 837, an act clarifying the authority of the governing body of the city of Durham to construct local improvements on its public streets, sidewalks and alleyways and specially assess costs or a portion of the costs thereof against abutting property.

H. B. 840, an act amending General Statute 143-129 to permit the city of Durham to accept bid bonds on proposals for construction or repair work or purchase of apparatus, supplies, and materials, or equipment without such bond being conditioned upon double payment by the surety in the event of forfeiture and failure of the surety to make prompt payment.

H. B. 881, an act to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte, relating to eminent domain.

H. B. 895, an act to amend Chapter 212, Private Laws of 1899, the charter of the town of Hildebran.

H. B. 1246, an act to provide for the nonpartisan election of the Fayetteville City Board of Education.

H. J. R. 1300, a joint resolution honoring the fifth annual Martin Luther King games to be held in Durham on May 12.

H. J. R. 1312, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for University of North Carolina Board of Governors.

H. B. 85, an act relating to the recommendation and appointment of precinct officials.

H. B. 100, an act to amend the Hospital, Medical and Dental Service Corporations Act to provide for reimbursement for certain acts and services of certain nurses.

H. B. 101, an act to amend the Insurance Act to provide for reimbursement for certain acts and services of certain nurses.

H. B. 190, an act to provide for the issuance of special identification cards to residents of this State not possessing a driver's license.

H. B. 201, an act to amend General Statute 20-13(a) concerning the supsension of the license of a provisional licensee for a moving violation.

H. B. 249, an act to amend General Statute 20-328 to delete therefrom the reference to the Driver Education and Accident Reports Division.

H. B. 253, an act to amend General Statute 20-9(b) to make the same consistent with provisions of General Statute 20-16.2(c).

H. B. 264, an act to authorize volunteer fire departments, lifesaving rescue squads, to purchase gas, oil, and tires on State contract.

H. B. 272, an act to prescribe the conditions and procedures under which properties may be placed in the State Nature and Historic Preserve.

H. B. 337, an act to require the recordation of the order of approval of sanitary landfill sites, in order to protect subsequent purchasers of the State.

H. B. 376, an act to reenact General Statute 31-31.1 so as to validate certain acts of notaries public and deputy clerks of the Superior Court which have been performed since 1945.

H. B. 1125, an act to amend General Statute 115-39 to provide that the term and conditions of employment of the superintendent shall be stated in a written contract.

S. J. R. 278, a joint resolution opposing a bill now pending in Congress to repeal the tax exempt privilege on State and local government bonds.

H. J. R. 283, a joint resolution for the General Assembly constituting units of the existing State Park System and State Historic Sites as parts of the State Nature and Historic Preserve.

H. J. R. 353, a joint resolution urging that Congress defeat legislation that would repeal the tax exempt status of State and municipal bonds.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Britt, for the Committee on Judiciary No. 2:

S. B. 195, a bill to permit recovery of punitive damages in civil actions whenever a person is injured by one driving under the influence of intoxicating beverages, with an unfavorable report.

H. B. 326, Committee Substitute for H. B. 326, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education, with a favorable report, as amended.

H. B. 1004, a bill to rewrite Chapter 10 of the General Statutes pertaining to the appointment of notaries public, with a favorable report.

H. B. 1202, a bill to increase the membership of the Advisory Budget Commission, with a favorable report, as amended.

By Senator White, for the Committee on Agriculture:

S. B. 538, a bill to regulate the sales of commercial feeds, with a favorable report. Upon motion of Senator White, the bill is re-referred to the Committee on Appropriations.

By Senator Kirby, for the Committee on Calendar:

S. B. 908, a bill to amend portions of the State Immunization Law, with a favorable report.

S. B. 909, a bill providing for the annexation of certain properties by the town of Atlantic Beach, with a favorable report.

By Senator Folger, for the Committee on Constitution:

S. B. 843, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and Bible reading in the public schools, with a favorable report, as amended.

By Senator McNeill Smith, for the Committee on Highway Safety:

H. B. 246, Committee Substitute for H. B. 246, a bill to require special reflective devices to be displayed on the rear of slow moving vehicles such as farm tractors and implements of husbandry operated on highways, with a favorable report.

H. B. 292, a bill to require head and rear lamps on motorcycles to be lighted during operation, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 656, a bill to amend General Statute 87-43.3 and 87-44 in order to provide for the licensing of persons engaged in electrical contracting in connection with installing elevators and other similar installations, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Allsbrook, the rules are suspended, and the Committee Substitute bill is placed on today's Calendar.

H. B. 22, a bill to provide for the appointment of receivers of the estates of armed forces personnel listed as prisoners of war or as missing in action, with a favorable report.

H. B. 427, a bill to amend General Statute 160A-360 to preserve vested rights upon a change in municipal jurisdiction, with a favorable report.

H. B. 1038, a bill to amend General Statute 55-50 so as to exempt regulated investment companies, with a favorable report.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 879, a bill to provide for a referendum to determine whether the High Point City Board of Education shall be elected by the people or appointed, with a favorable report, as amended. Upon motion of Senator Murrow, the rules are suspended, and the bill is placed on today's Calendar.

By Senator Staton, for the Committee on Natural and Economic Resources:

S. B. 741, a bill to amend Part 4 and Part 6, Article 21, Chapter 145 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances, with a favorable report, as amended.

S. B. 249, a bill to appropriate funds for publication and dissemination of changes in State law regulating installation of septic tanks, with a favorable report. Upon motion of Senator Staton, the bill is re-referred to the Committee on Appropriations.

By Senator Allen, for the Committee on Rules and Operation of the Senate:

H. B. 443, a bill to provide for additional powers for committees of the General Assembly, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 929, by Senator Folger, a bill to amend General Statute 20-279.34(6) to require the Commissioner of Insurance to establish a rate differential between assigned and voluntary liability policies. Referred to Committe on Insurance.

S. B. 930, by Senator Gudger, a bill to divide the Twenty-Seventh Solicitorial District into two divisions and to provide for a district solicitor for each division. Referred to Committee on Courts and Judicial Districts.

Upon motion of Senator Crawford, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 931, by Senator Crawford, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds. Referred to Committee on Calendar.

S. B. 932, by Senator Raynor, a bill to abolish coordination of benefits provisions and non-duplication provisions in accident and health insurance policies. Referred to Committee on Insurance.

S. B. 933, by Senator Williamson, a bill to provide for the establishment of liquor stores in the town of Calabash, and for the distribution of the proceeds from the operation of liquor stores. Referred to Committee on Calendar.

S. B. 934, by Senators McNeill Smith, Lynwood Smith and Murrow, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law at such site. Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1003, a bill to provide State remedies for victims of odometer alteration. Referred to Committee on Judiciary No. 2.

H. B. 1138, a bill to provide that certified copies of medical records shall be received in evidence as regular business records. Referred to Committee on Calendar.

H. B. 1229, a bill to amend General Statute 110-118 to provide for the court to decide whether the custody of abused children shall be given to the director of social services. Referred to Committee on Calendar.

H. B. 1232, a bill to make it a criminal offense to wrongfully obtain or use food stamps. Referred to Committee on Calendar.

H. B. 1257, a bill to amend the Natural and Scenic Rivers Act of 1971. Referred to Committee on Calendar.

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan. Referred to Committee on Insurance.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
H. J. R. 1312 May 10, 1973.

Mr President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to House Joint Resolution 1312, a joint resolution fixing time and place for a Joint Session of the Senate and House of Representatives to nominate candidates for University of North Carolina Board of Governors, the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,
JO ANN SMITH,
Principal Clerk

The President announces that in accordance with the Joint Resolution fixing the time and place for a Joint Session of the House of Representatives and the Senate for the purpose of nominating candidates for the University of North Carolina Board of Governors, the hour having arrived for this meeting, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session, with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor James B. Hunt, Jr.

The Clerk of the Senate calls the roll of the Senate and the following members answer the call: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Webster, White, Wilkie, Williamson — 46.

The Clerk of the House of Representatives calls the roll of the House of Representatives and the following members anwer the call: Speaker Ramsey, Representatives Arnold, Auman, Baker, Barker, Beard, Bell, Bissell, Blackwell, Boger, Bradley, Bright, Brown of Stanly, Brown of Wilkes, Bryan, Bumgardner, Bundy, Campbell, Chase, Cobb, Davenport, Davis, DeBruhl, Dorsey, Eagles, Everett, Falls, Farmer, Fenner, Foster, Frye, Fulton, Gamble, Gardner, Garner, Gilmore, Green, Greene, Hall, Harkins, Harrelson, Harris, Haynes, Hege, Hiatt, High, Hightowner, Hise, Holmes, Hunt of Cleveland, Hunt of Orange, Hunter, Huskins, Hutchins, Hyde, James of Onslow, James of Pasquotank, Jernigan of Cumberland, Jernigan of Hertford, Johnson of Robeson, Johnson of Wake, Jones, Jordan, Josey, Keesee, Kemp, Lawing, Lilley, Long, Love, McDaniel, McKnight, Mashburn, Mason, Mathis, Messer, Michaux, Miller, Mitchell, Mohn, Morris, Owen, Payne, Phillips, Powell, Purrington, Quinn, Ramsey of Madison, Redding, Revelle, Rhodes, Roberson, Rogers, Rountree, Sawyer, Schwartz, Smith, Speros, Spoon, Stevens of Buncombe, Stevens of Caldwell, Stewart, Tally, Tart,

Thomas, Tison, Tolbert, Tomlin, Twiggs, Tyson, Warlick, Watkins, Webb, Whichard, White, Woodard, Wright, and Wynne — 118.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Representative Huskins sends forward the following report of the Joint Committee:

REPORT OF JOINT COMMITTEE ON NOMINATIONS
TO FILL VACANCIES ON BOARD OF GOVERNORS OF
THE UNIVERSITY OF NORTH CAROLINA.

Mr. President, Mr. Speaker, Ladies and Gentlemen of the Joint Session:

Pursuant to S. J. R. 697, the Senate Committee on Higher Education and the House Committee on University Trustees have met in Joint Session to consider various candidates for seats on the Board of Governors of the University of North Carolina.

After screening the list of proposed candidates, the Joint Committee wishes to place the following names in nomination for the nine seats to be open on the Board of Governors July 1, 1973:

I. *Minority Race Category*
   1. Dr. Andrew Best — Greenville, N. C.
   2. Mr. John Winters — Raleigh, N. C.

II. *Women's Category*
   1. Mrs. L. Richardson Preyer — Greensboro, N. C.
   2. Mrs. Hugh Morton — Wilmington, N. C.

III. *Minority Party Category*
   1. Dr. Donnie R. Jones — Princeton, N. C.
   2. Mr. T. Worth Coltrane — Asheboro, N. C.
   3. Mr. Orville Coward — Sylva, N. C.

IV. *At-Large Category*
   1. Mr. Clifton Blue — Aberdeen, N. C.
   2. Mr. Hugh Cannon — Raleigh, N. C.
   3. Mr. Phillip G. Carson — Asheville, N. C.
   4. Mr. Luther H. Hodges, Jr. — Charlotte, N. C.
   5. Dr. Amos Neil Johnson — Garland, N. C.
   6. Mr. Lennox P. McLendon — Greensboro, N. C.
   7. Mr. Harold H. Thoms — Asheville, N. C.
   8. Mr. David E. Whichard — Greenville, N. C.
   9. Mr. Thomas J. White — Kinston, N. C.
   10. Dr. Lynwood Williams — Kinston, N. C.
   11. Mr. George M. Wood — Camden, N. C.

/s/ *Thomas E. Strickland,* Chairman
Senate Committee on Higher Education

/s/ *J. P. Huskins,* Chairman
House Committee on University Trustees

Upon motion of Representative Huskins, the report is adopted.

Senator Strickland, Chairman of the Senate Committee on Higher Education, states that after any nominations from the floor are made, the respective Bodies will elect members of the University of North Carolina Board of Governors as follows:

By the Senate: One minority race member, one woman member and two members-at-large.

By the House of Representatives: Five members-at-large.

The President opens the floor to nominations.

Representative Frye nominates Dr. Lacy Capel of Lexington as a member-at-large.

Representative Davis nominates Mr. Gordon Hanes of Winston-Salem as a member-at-large.

Representative Quinn moves that the nominations be closed, seconded by Representative Speros. The motion prevails.

Upon motion of Senator Allen, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 933, a bill to provide for the establishment of liquor stores in the town of Calabash, and for the distribution of the proceeds from the operation of liquor stores, with a favorable report. Upon motion of Senator Britt, the rules are suspended, and the bill is placed on the Calendar for tomorrow, May 11.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. J. R. 896, a joint resolution honoring the Sylva-Webster High School band. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 907, a bill to amend Chapter 57 of the Session Laws of 1973, relating to the Albemarle District jail. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 333, Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, as amended, upon third reading. Upon motion of Senator Kirby, the Committee Substitute bill, as amended, is placed on the Calendar for Friday, May 11 and made Special Order No. 1 of the day.

H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes, upon third reading. Upon motion of Senator Kirby, the bill is placed on the Calendar for Friday, May 11 and made Special Order No. 2 of the day.

H. B. 335, Committee Substitute for H. B. 335, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing chapters of the General Statutes, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 41, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Mauney, Mills, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Scott, Sharpe, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Wilkie, Williamson — 41. Those voting in the negative are: Senator Rhyne. The Committee Substitute bill remains on the Calendar.

H. B. 1020, Committee Substitute for H. B. 1020, a bill for the Private Protective Services, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 30, noes 5, as follows: Those voting in the affirmative are: Senators Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Hughes, Kincaid, Moore, Murrow, Poovey, Raynor, Rountree, Royall, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, White, Williamson — 30. Those voting in the negative are: Senators Robert J. Barker, Coleman, Horton, Mullins, Rauch — 5. The Committee Substitute bill, upon motion of Senator Moore, is placed on the Calendar for Monday, May 14 for its third reading and is made Special Order No. 1 of the day.

H. B. 1166, a bill to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of wastewater treatment works from funds heretofore approved by the General Assembly and a vote of the people, upon second reading. The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Horton, Hughes, Kincaid, Knox, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, White, Williamson — 36. The bill remains on the Calendar.

S. B. 122, Committee Substitute for S. B. 122, a bill to provide for the right of privacy of victims in cases of rape, upon third reading. Senator Coleman calls for the "ayes" and "noes". Senator Staton moves that the Committee Substitute bill be re-referred to the Committee on Judiciary No. 2. Senator Britt offers a substitute motion to place the Committee Substitute bill, for its third reading, on the Calendar for the fifth legislative day of the 1974 Session. Senator Mills seconds the motion and the motion prevails.

S. B. 837, Committee Substitute for S. B. 837, a bill to amend the Child Labor Law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 296, Committee Substitute for H. B. 296, a bill to protect the public health by insuring proper regulation of ground absorption sewage disposal systems, upon third reading. The Committee Substitute bill passes its third reading and is ordered enrolled.

H. B. 407, a bill to protect baby animals sold as pets by requiring that they be at least eight weeks of age before sale, upon third reading. Senator Horton offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment. Senator Coleman moves that the rules be suspended and the bill, as amended, be sent to the House of Representatives by special messenger, which motion prevails.

SPECIAL ORDER NO. 1

H. B. 1127, Committee Substitute for H. B. 1127

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 1127, a bill to further effectuate the reorganization of State Government No. 2. Upon motion of Senator Strickland, the Committee amendments are adopted. Senator Strickland offers an amendment, which is adopted. Senator Strickland offers a second amendment, which is adopted. Senator Strickland offers a third amendment, which is adopted. Senator Strickland offers a fourth amendment, which is adopted. Senator Strickland offers a fifth amendment, which is adopted. Senator Robert J. Barker offers an amendment which the Chair rules not germane, and the amendment is withdrawn. The Committee Substitute bill, as amended, passes its second reading and remains on the Calendar.

S. B. 290, a bill to enact "The Multi-County Planning Organization Act of 1973". Upon motion of Senator Webster, the bill is recommitted to the Committee on Local Government and Regional Affairs.

S. B. 750, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions. Upon motion of Senator Bob L. Barker, consideration of the bill is postponed until Monday, May 14.

S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and the buyers of stolen merchandise. Upon motion of Senator Allen, the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 865, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Friday, May 11.

S. B. 874, a bill to amend Chapter 18A of the General Statutes, to add a new section thereof, concerning coercion or persuasion by manufacturers, bottlers,

importers, wholesalers or distributors of alcoholic beverages. Upon motion of Senator Gudger, the Committee amendment is adopted. Senator Gudger offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. J. R. 878, a joint resolution honoring the forty years of faithful service of the Reverend Robert I. McCluskey upon the anniversary of his becoming Pastor of the Christ Wesleyan Church of Greensboro, North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 883, a bill to provide for certain benefits to be paid employees of the North Carolina Wildlife Commission who are injured by accident arising out of the performance of their official duties. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 886, a joint resolution creating a committee to study the changes that have been made in the Revenue Act of 1939 with a view toward preparing legislation to remove inequitable and disproportionate burdens on individual taxpayers. Upon motion of Senator Kirby, consideration of the joint resolution is postponed until Friday, May 11.

S. J. R. 897, a joint resolution to recommend that the Lieutenant Governor and the Speaker of the House create a commission or committee to study the safety problems that arise in the operation of school buses in North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 898, a bill to establish an advisory committee concerning animal waste pollution. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 903, a bill relating to interstate parole and probation hearing procedures. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 904, a bill to amend General Statute 15-205.1, of the General Statutes relating to mandatory review of probation. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 12, Committee Substitute for H. B. 12, a bill to improve the General Assembly and make it more effective. The Committee Substitute bill passes its second reading and upon objection of Senator Williamson to its third reading, remains on the Calendar.

H. B. 125, a bill to amend General Statute 7A-278(1) to increase the age to which an "undisciplined child" is subject to the jurisdiction of the juvenile court. Passes its second and third readings and is ordered enrolled.

H. B. 146, a bill to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department). Upon motion of Senator Folger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 156, a bill to require the identification of all drugs by label. Upon motion of Senator Allsbrook, the Committee amendment is adopted. Senator Henley offers an amendment which fails of adoption. Senator Allsbrook calls the previous question, seconded by Senator Godwin. The call is sustained. The bill, as amended, passes its second reading. Upon objection of Senator Henley to its third reading, the bill, as amended, remains on the Calendar.

H. B. 267, a bill to provide for the admissibility of dying declarations in all civil and criminal actions. Passes its second and third readings and is ordered enrolled.

H. B. 294, a bill to amend General Statute 1B-3 to provide for the preservation of causes of action of minors settling with one of two or more tort-feasors. Passes its second and third readings and is ordered enrolled.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services. Upon motion of Senator Stallings, consideration of the bill is postponed until Friday, May 11.

H. B. 340, Senate Committee Substitute for H. B. 340, a bill to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances. The Senate Committee Substitute bill passes its second reading and upon objection of Senator White to its third reading, remains on the Calendar.

H. B. 428, a bill to exempt the blind from inland fishing license requirements. Upon motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 519, Senate Committee Substitute for H. B. 519, a bill authorizing counties to regulate activities in the Atlantic Ocean. The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 520, Senate Committee Substitute for H. B. 520, a bill authorizing the cities to regulate activities in the Atlantic Ocean. The Senate Committee Substitute bill passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

H. B. 811, a bill relating to the jurisdiction of the board of county commissioners over commissions, boards and agencies. Passes its second and third readings and is ordered enrolled.

H. B. 813, a bill to give the board of county commissioners the election to serve as the area mental health board in one county area mental health programs. Passes its second and third readings and is ordered enrolled.

S. B. 656, Committee Substitute for S. B. 656, a bill to amend General Statute 87-43.3 and 87-44 in order to provide for the licensing of persons engaged in electrical contracting in connection with installing elevators and other similar

installations. Upon motion of Senator Allsbrook, the Committee Substitute bill is adopted and remains on the Calendar.

S. B. 879, a bill to provide for a referendum to determine whether the High Point City Board of Education shall be elected by the people or appointed. Upon motion of Senator Murrow, the Committee amendments are adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives. Upon motion of Senator Murrow, the rules are suspended and the bill is sent to the House of Representatives by special messenger, without engrossment.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 10:30 A.M.

EIGHTY-EIGHTH DAY

SENATE CHAMBER,
Friday, May 11, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Knox for today.

The President recognizes the following pages for their services in the Senate this week: William Shook, Asheville; Elain Black Brooks, Wadesboro; Virginia Harvin, Henderson; Robert P. Dudley, Jr., Raleigh; Mary Jo Kenion, Candor; Patricia Rhyne, Dallas; Mark Horner Johnson, Buies Creek; Jerome Galloway, Wilmington; Charlotte Hampton, Durham; Jean Darrin Ellis, High Point; Paylor Spruill, Warrenton; James Pridgen, Riegelwood; Sandra Kaye Oxendine, Pembroke; Brinkley Melvin, Lumberton; Andy Griffin, Albemarle; Phoebe Anne Azar, Raleigh; Mark Thomas Duckworth, Morganton; Beth Blue, Aberdeen; William Grant, Jr., Kenansville; Jan Marisa Barnes, Clayton; Greg Futrelle, Mount Olive; Georgia Wall, Raleigh; Gary Thomas, Fuquay-Varina; Beverly Garrell, Mount Airy.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 11:45 A.M. and sent to the office of the Secretary of State:

S. B. 218, an act to permit forfeiture of conveyances under additional circumstances.

S. B. 387, an act to clarify and expand the grant of tax relief for the property of elderly persons with limited incomes.

S. B. 634, an act to amend General Statutes 89-2(5) to define the practice of land surveying.

S. B. 636, an act amending Chapter 88 of the General Statues so as to delete therefrom the requirement of a physical examination prior to becoming a registered cosmetologist.

S. B. 892, an act to amend General Statute 105-275(6) relating to exclusions from the ad valorem tax base for special nuclear materials in the process of reprocessing.

H. B. 296, an act to protect the public health by insuring proper regulation of ground absorption sewage disposal systems.

H. B. 370, an act to prohibit annexation into Forsyth County by any governmental unit located outside of Forsyth County, and to prohibit annexation of noncontiguous territory within Forsyth County.

H. B. 811, an act relating to the jurisdiction of the board of county commissioners over commissions, boards and agencies.

H. B. 813, an act to give the board of county commissioners the election to serve as the area mental health board in one county area mental health programs.

S. B. 172, an act to maintain the same automobile liability insurance rate when insurance is changed from one vehicle to another after an increase in rates.

S. B. 193, an act to amend General Statute 14-72.1.

S. B. 208, an act to amend General Statute 31-33 to allow nonresident parties interested in the caveat of a will to be served by registered mail.

S. B. 220, an act to amend General Statute 45-12 regarding the clerk's certification of trustee substitutions.

S. B. 225, an act to amend General Statute 50-10 to allow divorce actions to be tried by a judge or jury.

S. B. 353, an act to repeal General Statute 148-52(e) pertaining to powers of State Board of Correction and Training.

S. B. 845, an act to change the name of Eastern North Carolina Sanatorium to Eastern North Carolina Hospital and other purposes.

H. B. 125, an act to amend General Statute 7A-278(1) to increase the age to which an "undisciplined child" is subject to the jurisdiction of the juvenile court.

H. B. 267, an act to provide for the admissibility of dying declarations in all civil and criminal actions.

H. B. 294, an act to amend General Statute 1B-3 to provide for the preservation of causes of action of minors settling with one of two or more tort-feasors.

H. B. 407, an act to protect baby animals sold as pets by requiring that they be at least eight weeks of age before sale.

S. J. R. 586, a joint resolution commending the North Carolina Summer Festival to be held in Winston-Salem from June 27 to August 4, 1973.

S. J. R. 745, a joint resolution commemorating the life and memory of W. Kerr Scott, former Governor and U. S. Senator from North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

H. B. 806, a bill to provide for the distribution of funds to area mental health programs, with a favorable report.

By Senator Kirby, for the Committee on Calendar:

H. B. 490, a bill to amend General Statute 20-116(g) to exempt from the provisions thereof trucks hauling silage or other feed grain, with a favorable report.

H. B. 635, a bill to provide for settlement of tort claims by the Attorney General, with a favorable report.

H. B. 672, a bill to extend the limitation on tort claims to three years from accrual thereof, with a favorable report.

H. B. 700, Committee Substitute for H. B. 700, a bill to incorporate the town of Indian Beach in Carteret County, with a favorable report.

H. B. 785, Committee Substitute for H. B. 785, a bill to provide for discretionary pre-sentence investigation of first and subsequent convictions of D. U. I., with a favorable report.

H. B. 795, Committee Substitute for H. B. 795, a bill to revise and consolidate the charter of the town of Mebane, and to repeal prior charter acts, with a favorable report.

H. B. 903, a bill to amend General Statute 1-75-10 to provide a method of proof of service of process by registered mail, with a favorable report.

H. B. 959, a bill to amend Chapter 1 of the General Statutes by rewriting the provisions relating to arbitration and award, with a favorable report.

S. B. 931, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds, with a favorable report. Upon motion of Senator Crawford, the rules are suspended, and the bill is placed upon the Calendar for Monday, May 14.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise, and amend the General Statutes relating to counties, with a favorable report, as amended.

H. B. 1100, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions, with a favorable report.

H. J. R. 1170, a joint resolution honoring the life and memory of Noah Powell, Chief of the Eastern Band of Cherokee Indians, with a favorable report.

H. J. R. 1173, a joint resolution honoring the life and memory of Romulus Alonzo Whitaker, Former member of the Senate from Lenoir, with a favorable report.

H. J. R. 1240, a joint resolution honoring the life and memory of Frederick Bays McCall, with a favorable report.

By Senator Moore, for the Committee on Election Laws:

S. B. 917, a bill to provide for partisan elections in the city of Charlotte, with a favorable report. Upon motion of Senator Moore, the rules are suspended, and the bill is placed upon today's Calendar.

S. B. 919, a bill to authorize and clarify the appointment of special registration commissioners, with a favorable report, as amended.

S. B. 920, a bill to clarify the affiliation of persons registering to vote, with a favorable report.

H. B. 666, a bill to provide by general law for the registration of voters in any area proposed for incorporation by the General Assembly, with a favorable report.

By Senator Henley, for the Committee on Insurance:

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan, with a favorable report, as amended. Upon motion of Senator Henley, the Committee Substitute bill is placed upon the Calendar for Tuesday, May 15.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Allsbrook, the Committee Substitute bill is placed upon today's Calendar.

H. B. 274, Committee Substitute for H. B. 274, a bill to increase the penalties for certain violations of the Controlled Substances Act, with a favorable report.

H. B. 392, a bill to provide that the State Board of Health has 180 days in which to similarly control a controlled substance as controlled by the federal government, with a favorable report.

H. B. 514, Committee Substitute for H. B. 514, a bill to amend Article 25 of Chapter 153, North Carolina General Statutes, to permit metropolitan sewerage districts to encompass land in more than one county, with a favorable report.

H. B. 878, a bill to provide for the collection and disposal of derelict and abandoned motor vehicles within the State; to prohibit the abandonment of such vehicles within the State, with exceptions, and to provide a penalty for violating the provisions of this act, with a favorable report, as amended.

By Senator Britt, for the Committee on Judiciary No. 2:

H. B. 1003, a bill to provide State remedies for victims of odometer alteration, with a favorable report. Upon motion of Senator Britt, the rules are suspended, and the bill is placed upon the Calendar for Tuesday, May 15.

By Senator Stallings, for the Committee on Local Government and Regional Affairs:

S. B. 271, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property, with a favorable report.

S. B. 934, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law at such site, with a favorable report.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, with a favorable report.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners, with a favorable report.

H. B. 702, a bill to revise and consolidate the charter of the town of Emerald Isle and to repeal prior charter acts, with a favorable report, as amended.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs, with a favorable report.

H. B. 821, a bill to extend the corporate limits of the town of Clayton, with a favorable report.

S. B. 925, a bill making lawful all marriage ceremonies performed in the sanctuary of the Friedburg Moravian Church, regardless of whether the marriage license was issued in Forsyth or Davidson County, with a favorable report.

S. B. 926, a bill to authorize the town of Carrboro to convey certain property to the South Orange Rescue Squad, Inc., with a favorable report. Upon motion of Senator Staton, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 332, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county, with a favorable report.

H. B. 1057, a bill authorizing the governing body of the town of Chapel Hill to regulate public off-street parking facilities, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 935, by Senators Garrison and Deane, a bill to amend the charter of the town of Marshville relating to the election and term of the Board of Aldermen. Referred to Committee on Calendar.

Upon motion of Senator White, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 936, by Senator White, a bill to provide for nonpartisan election and run-off election in the town of Farmville. Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 254, a bill to provide a two thousand dollar ($2,000) income tax exemption for a parent or guardian of a severely retarded child, for concurrence in the House amendment. Upon motion of Senator Rhyne, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 616, a bill to conform the terms of certain municipal officers to the municipal election procedures of Chapter 163 of the General Statutes, for concurrence in the House amendment. Upon motion of Senator Mills, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 275, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113. Referred to Committee on Judiciary No. 1.

H. B. 278, a bill to prohibit falsely representing a substance to be a controlled substance. Referred to Committee on Judiciary No. 1.

S. B. 692, a bill to amend Article 13, Chapter 130 North Carolina General Statutes relating to water and sewer sanitation, for concurrence in the House amendment. Upon motion of Senator Staton, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 655, a bill to amend General Statute 18A-28, relating to transportation of five gallons of alcoholic beverage, so as to make the section applicable to the town of Mooresville. Referred to Committee on Calendar.

H. B. 1158, a bill to amend General Statute 7A-27 to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari. Referred to Committee on Calendar.

H. J. R. 1261, a joint resolution honoring President Stacy Weaver of Methodist College at Fayetteville, North Carolina, upon his retirement on June 30, 1973. Upon motion of Senator Henley, the rules are suspended and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. J. R. 1268, a joint resolution honoring the 1972-73 basketball team of Methodist College, Fayetteville, North Carolina. Referred to Committee on Calendar.

H. J. R. 1323, a joint resolution commending the West Edgecombe School basketball team. Upon motion of Senator Allsbrook, the rules are suspended and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 1161, a bill making local boards of alcoholic beverage control subject to the Local Government Budget and Fiscal Control Act. Referred to Committee on Calendar.

H. B. 1162, a bill to amend Article 12 of Chapter 130 of the General Statutes relating to the powers of sanitary districts and bidding procedures. Referred to Committee on Calendar.

H. B. 1185, a bill to amend Rule 30 of the Rules of Civil Procedure to allow the judge, in his discretion, to shorten the time of notice required for the taking of a deposition. Referred to Committee on Calendar.

S. B. 219, a bill to allow the State to appeal adverse judgments based upon double jeopardy or speedy trial, for concurrence in the House amendment. Upon motion of Senator Gudger, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. J. R. 1191, a joint resolution amending Resolution 110 of the 1971 Session Laws, which continued the Local Government Study Commission, to conform that resolution to the possibility of an adjourned session of the 1973 General Assembly. Referred to Committee on Calendar.

H. B. 1220, a bill to provide for emergency permits for excavation or filling projects in estuarine waters and maintenance permits. Referred to Committee on Calendar.

H. B. 1226, a bill to provide for the appointment of tax supervisor and tax collector in Caswell County. Referred to Committee on Calendar.

H. J. R. 1244, a joint resolution authorizing and directing the Public Health Committee in the Senate and the House of Representatives to study the need for and means of review or regulation of hospitalization rates and charges. Referred to Committee on Calendar.

H. J. R. 1256, a joint resolution honoring the life and memory of Robert Myron Carr. Referred to Committee on Calendar

H. B. 1272, a bill to amend the charter of the town of Conover relating to elections. Referred to Committee on Calendar.

H. J. R. 1267, a joint resolution honoring the achievements and service of Dr. Charles Hadley Stevens. Referred to Committee on Calendar.

H. B. 1277, a bill to establish an advisory committee concerning animal waste pollution. Referred to Committee on Calendar.

H. B. 1247, a bill to provide that the number of commissioners of the Hospital Authority may be increased upon a finding that such is in the public interest. Referred to Committee on Calendar.

H. J. R. 1252, a joint resolution honoring Sir Walter Cabinet on its 50th Anniversary. Referred to Committee on Calendar.

H. J. R. 1254, a joint resolution creating a study commission on relations between professional school employee associations and school boards. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 933, a bill to provide for the establishment of liquor stores in the town of Calabash, and for the distribution of the proceeds from the operation of liquor stores, upon second reading. The bill passes its second reading by roll call vote, ayes 38, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 38. Those voting in the negative are: Senator Rhyne — 1. The bill remains upon the Calendar.

S. B. 417, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences. Upon motion of Senator Hughes, the Committee amendment is adopted. Upon motion of Senator Deane, consideration of the bill, as amended, is postponed until Monday, May 14.

Upon motion of Senator White, H. B. 886 is removed from its regular place on today's Calendar and is placed before Special Order No. 1.

H. B. 886, a bill to require proper markings on all apples including those shipped into North Carolina. Senator Coleman offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Upon motion of Senator Strickland, Committee Substitute for H. B. 1127 is removed from its regular place on today's Calendar and is placed before Special Order No. 1.

H. B. 1127, Committee Substitute for H. B. 1127, a bill to further effectuate the reorganization of State Government No. 2, as amended, upon third reading. The bill, as amended, passes its third reading. Upon motion of Senator Strickland, the bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

SPECIAL ORDER NO. 1

H. B. 333, Committee Substitute for H. B. 333

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, as amended, upon third reading. Senator Godwin offers an amendment which is adopted.

The Committee Substitute bill, as amended, passes its third reading by roll call vote, ayes 33, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Godwin, Gudger, Harrington, Horton, Hughes, Kirby, Mauney, Moore, Mullins, Poovey, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Staton, Strickland, Taylor, White — 33. Those voting in the negative are: Senator Rhyne — 1. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

SPECIAL ORDER NO. 2

H. B. 710

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being H. B. 710, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes, upon third reading. Senator Moore offers an amendment which is adopted. Senator Kirby offers an amendment which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 34, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Mauney, Moore, Mullins, Poovey, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie — 34. Those voting in the negative are: Senator Rhyne — 1. Upon motion of Senator Kirby, the bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments by special messenger.

H. B. 335, Committee Substitute for H. B. 335, a bill to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing chapters of the General Statutes, upon third reading. The Committee Substitute bill, as amended, passes its third reading by roll call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Tayor, Wilkie — 37. The Committee Substitute bill is ordered enrolled.

H. B. 1166, a bill to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of wastewater treatment works from funds heretofore approved by the General Assembly and a vote of the people, upon third reading. Senator Staton offers an amendment, held not to be material, which is adopted. The bill, as amended, passes its third reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison,

Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie — 38. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

SPECIAL ORDER NO. 3

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being the Proposed Interim Rules, sent forward by Senator Allen, as follows:

Rule 37.

A. *Interim Standing Committees*

1. Interim standing committees as constituted below are authorized to function in the interim period between regular sessions within a biennium:

A.	Appropriations	(Appropriations)
b.	Commerce	(Alcoholic Beverage Control; Banking; Insurance; Manufacturing, Labor and Commerce; Public Utilities)
c.	Courts and Law Enforcement	(Courts and Judicial Districts, Social Rehabilitation and Control and Law Enforcement)
d.	Education and Health	(Education, Higher Education, Mental Health, Public Health)
e.	Finance	(Finance)
f.	Judiciary I	(Constitution, Judiciary I)
g.	Judiciary II	(Election Laws, Highway Safety, Judiciary II, Rules and Operation of the Senate)
h.	Natural and Economic Resources	(Agriculture, Natural and Economic Resources, Wildlife)
i.	State and Local Government	(Local Government and Regional Affairs, State Government, State Policies, Veterans and Military Affairs)
j.	Transportation	(Transportation)

2. Interim standing committees may meet separately or jointly with House interim committees.
3. An interim standing committee may hold hearings, conduct studies, approve bills, adopt committee amendments and committee substitute bills, and perform all the functions of a regular standing committee.
4. Any call or notice of an interim committee meeting between legislative sessions shall be mailed to each member of the committee at least five days prior to such meeting. Notice may be waived in accordance with Senate Rule 33. Interim subcommittees are not required to give said notice, but are encouraged to give as timely notice as possible.
5. Interim committees shall meet in the Legislative Building unless otherwise authorized by the President of the Senate.

B. *Staffing Interim Standing Committees*

1. Professional and clerical assistance shall be provided to each interim standing committee by the Legislative Services Commission upon the

request of the interim committee chairman after consultation with the President of the Senate.

2. Authorized professional and clerical staff assistance shall be assigned to the interim committees by the Legislative Services Officer from a central staff pool maintained by him. The Legislative Services Officer may contract for temporary professional and clerical staff assistance from sources outside the central staff pool.

C. *Membership of Interim Committees*

1. Each Senator shall be eligible for assignment by the President of the Senate to each interim committee that is composed of one or more of his regular standing committees.
2. Any Senator who does not wish to serve on one or more of the interim committees for which he is eligible may inform the President of the Senate who shall draw up the official membership lists for the interim committees from the list of those eligible and desiring appointment.
3. The President of the Senate shall appoint the interim committee chairmen from among the chairmen of the constituent committees.
4. Every Senator shall be allowed to be present during any action, study or consideration of any proposal introduced by him and shall be notified in accordance with Rule 37(a) (4).

D. *Committee Planning*

1. Each interim standing committee shall meet and submit a work plan to the President of the Senate and the Legislative Services Commission. This plan should include a preliminary list of the legislation and studies the committee proposes to handle and estimated staffing and budget requirements for its interim operations.
2. Each interim committee shall keep the President of the Senate and the Legislative Services Officer informed of its activities to facilitate coordination of efforts.

E. *Carry-over Provision*

1. A voting majority of a standing committee may recommend that bills assigned to said committee be carried over into the next regular session within the biennium, and retain their same status.
2. A voting majority of a standing committee may permit all bills favorably reported out of committee but not having been voted upon for final passage to retain said status when carried over to the next regular session within a biennium.
3. A voting majority of a standing committee may recommend bills be assigned to an interim standing committee for study or action.
4. A system of consecutive numbering for bills introduced within a biennium shall be instituted.

F. *Limitations on Interim Operations*

In addition to the interim standing committees which are authorized to function during the interim period, not more than two additional interim special committees may be appointed by the President of the Senate.

Senator Allen moves that the Proposed Interim Rules be adopted.

Senator Deane offers the following amendment which is adopted.

G. *Pre-Filing of Legislation*

Members may pre-file a proposed bill by submitting the bill to the Legislative Services Officer. The Legislative Services Officer will assign the bill a number in sequence and arrange for its immediate printing and distribution to the members and the public. The proposed bill will be assigned to an interim standing committee by the President of the Senate not more than ten days after submission to the Legislative Services Officer. Formal action will not be taken on any bill by an interim standing committee but shall be assigned to the appropriate committee by the President of the Senate upon the convening of the legislative session.

The Proposed Interim Rules, as amended, are adopted.

S. B. 900, a bill to authorize the issuance of $50,000,000 in bonds of the State to provide funds for the acquisition, preservation and development of park, recreational and public lands in the State subject to a vote of the people of the State, upon second reading. Senator Scott offers an amendment which is adopted. Senator Scott offers a second amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Robert J. Barker, Blanchard, Britt, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Kirby, Mauney, Mills, Mullins, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 34. The bill, as amended, remains upon the Calendar.

S. B. 899, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property. Upon motion of Senator Scott the Committee amendment is adopted. Senator Scott offers an amendment which is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Scott to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 311, Committee Substitute for H. B. 311, a bill to allow commercial wineries in North Carolina and to establish license requirements and taxation, upon second reading. Upon motion of Senator Sharpe, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Hardison, Henley, Horton, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Webster, White, Wilkie — 34. The Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services, upon second reading. Senator Rhyne offers an amendment which is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 36, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman,

Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Rhyne, Royall, Scott, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 36. Those voting in the negative are: Senator McNeill Smith — 1. The bill, as amended, remains upon the Calendar.

H. B. 566, a bill to increase the Class A gift tax exemptions, upon second reading. The bill passes its second reading by roll call vote, ayes 32, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Raynor, Rhyne, Royall, Saunders, Scott, Stallings, Staton, Strickland, Webster, White — 32. The bill remains upon the Calendar.

H. B. 1078, a bill to amend General Statute 130-17(e) with regard to the rendering of services to governmental or private agencies and individuals by local boards of health, upon second reading. The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Royall, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 34. The bill remains upon the Calendar.

H. B. 1107, a bill to establish a commission to license and regulate auctioneers, upon second reading. Upon motion of Senator Saunders, consideration of the bill is postponed until Tuesday, May 15.

H. B. 1190, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 12, Committee Substitute for H. B. 12, a bill to improve the General Assembly and make it more effective, upon third reading. Senator Folger offers an amendment which fails of adoption. Senator Allen offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its third reading. Upon motion of Senator Strickland, the Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 156, a bill to require the identification of all drugs by label, as amended, upon third reading. Upon motion of Senator Henley, consideration of the bill, as amended, is postponed until Tuesday, May 15.

H. B. 340, Senate Committee Substitute for H. B. 340, a bill to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate Committee Substitute bill.

S. B. 548, a bill to amend General Statute 7A-465 to provide for the establishment of the office of public defender in the Twenty-Eighth Judicial District

and to amend General Statute 7A-466 to provide for the appointment of the public defender by the senior resident superior court judge of that judicial district. The bill passes its second reading. Upon objection of Senator Crawford to its third reading, the bill remains upon the Calendar.

S. B. 737, Committee Substitute for S. B. 737, a bill to amend General Statute 135-4 and General Statute 135-5(1) relating to monthly contributions to the retirement system by members who are on leaves of absence. Upon motion of the President of the Senate for Senator Knox, consideration of the Committee Substitute bill is postponed until Tuesday, May 15.

S. B. 865, a bill providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina. Upon motion of Senator McNeill Smith, consideration of the bill is postponed indefinitely.

S. B. 876, a bill to increase the powers of the Milk Commission with respect to milk pricing. Upon motion of Senator Bob L. Barker, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Horton to its third reading, the bill, as amended, remains upon the Calendar.

S. J. R. 886, a joint resolution creating a committee to study the changes that have been made in the Revenue Act of 1939 with a view toward preparing legislation to remove inequitable and disproportionate burdens on individual taxpayers. Upon motion of Senator Kirby, consideration of the joint resolution is postponed until Monday, May 14.

S. B. 891, a bill to provide for the election of soil conservation district supervisors. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 894, a bill to amend legislation providing a scholarship loan program for the preparation of teachers for the mentally retarded to include scholarships to be provided for teachers of all areas of special education not just the mentally retarded. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 910, a bill to amend Chapter 64 of the 1971 Session Laws so as to exempt the Governor's Mansion Restoration Project from provisions of Article 8 of Chapter 143 of the General Statutes with respect to receiving of bids and awarding of contracts. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 913, a bill to amend Article 38B of Chapter 115 of the General Statutes relating to education expense grants for exceptional children. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 94, Committee Substitute for H. B. 94, a bill to amend Article 20 of Chapter 163 of the General Statutes so as to permit absentee voting. Upon motion of Senator Allen, consideration of the bill is postponed until Tuesday, May 15, and the bill is made Special Order No. 2 of the day.

H. B. 297, Committee Substitute for H. B. 297, a bill to provide for the protection and conservation of the natural resources of the State of North Carolina through regulation and control of sources of oil pollution. Upon motion of

Senator Staton, the Committee amendments are adopted. Senator Royall offers an amendment which is adopted. Senator Staton offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading. Upon objection of Senator Staton to its third reading, the Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 436, Senate Committee Substitute for H. B. 436, a bill to create a scenic and recreation trails system and to provide for the designation, administration, regulation, and acquisition of scenic trails and trail rights-of-way. The Senate Committee Substitute bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the Senate Committee Substitute bill remains upon the Calendar.

H. B. 454, a bill to amend General Statute 58-79.2 so as to permit the issuance of variable life insurance contracts. Passes its second and third readings and is ordered enrolled.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way. Upon motion of Senator Staton, consideration of the bill is postponed until Monday, May 14.

H. B. 502, a bill to repeal Chapter 1039, Session Laws of 1969. Passes its second and third readings and is ordered enrolled.

H. B. 503, a bill to validate elections previously held in and for municipalities, special districts, and school districts pursuant to Subchapter IX of Chapter 163 of the General Statutes. Passes its second and third readings and is ordered enrolled.

H. B. 522, Committee Substitute for H. B. 522, a bill to provide for treatment of handicapped and disabled persons equal to that afforded other persons. Passes its second and third readings and is ordered enrolled.

H. B. 524, a bill to establish a fund to assist local units of government in the acquisition of lands for parks, recreation areas, scenic areas, green belts, and other purposes. Upon motion of Senator Royall, the bill is re-referred to the Committee on Appropriations.

H. B. 545, a bill to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insanity. Upon motion of the President, consideration of the bill is postponed until Tuesday, May 15.

H. B. 664, a bill to rewrite General Statute 152-7(2) to provide for the selection of a jury at a coroner's inquest. Upon motion of the President, consideration of the bill is postponed until Tuesday, May 15.

H. B. 713, a bill to authorize the transportation of up to five gallons of alcoholic beverages on a state-wide basis. Upon motion of the President, consideration of the bill is postponed until Tuesday, May 15.

H. B. 819, a bill to amend the Workmen's Compensation Act regarding benefits. Upon motion of Senator Staton, consideration of the bill is postponed until Tuesday, May 15 and the bill is made Special Order No. 1 of the day.

H. B. 988, a bill to amend General Statute 7A-102 to authorize deputy clerks of superior court to take acknowledgements of attestations of wills. Upon motion of the President, consideration of the bill is postponed until Tuesday, May 15.

S. B. 283, a bill to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations, for concurrence in the House amendments. Upon motion of Senator Kirby, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 751, Committee Substitute for S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise. Upon motion of Senator Allsbrook, the Committee Substitute bill is adopted and remains upon the Calendar.

S. B. 917, a bill to provide for partisan elections in the city of Charlotte. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 926, a bill to authorize the town of Carrboro to convey certain property to the South Orange Rescue Squad, Inc. The bill passes its second and third readings. Upon motion of Senator Staton, the bill is ordered sent to the House of Representatives by special messenger.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message from the House of Representatives is received:

HOUSE OF REPRESENTATIVES,
May 11, 1973.

H. B. 174

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to House Bill 174 "a bill to be entitled an act to clarify the authority of the State to make payments in lieu of taxes on certain timberlands," and requests conferees. Mr. Speaker Ramsey has appointed Representatives Davis, Barker, and Auman on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Kirby moves that the President appoint a conference committee on the part of the Senate to serve with a like committee on the part of the House to resolve the differences. The President appoints Senators Webster, Britt, and Bagnal as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 908, upon motion of Senator Robert J. Barker, S. B. 908, a bill to amend portions of the Immunization Law, is made a Special Order of business for Monday, May 14.

S. B. 747, upon motion of Senator Moore, S. B. 747, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new article to be known as Article 7A to provide for greater safety in the hunting of migratory wild water fowl, is taken from the Committee on Wildlife and re-referred to the Committee on Calendar.

H. B. 747, upon motion of Senator Garrison, H. B. 747, a bill to provide for annexation by cities of areas not contiguous to the corporate limits upon unanimous petition of the property owners in such areas, is taken from the Committee on State Policies and re-referred to the Committee on Calendar.

Upon motion of Senator Allen, the forty-eight hour Calendar is terminated.

Upon motion of Senator Allsbrook, the Senate adjourns to meet on Monday at 8:00 P.M.

EIGHTY-NINTH DAY

SENATE CHAMBER,
Monday, May 14, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend John Bellamy, Pastor of the First Assembly of God Church, Rockingham.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 8:05 P.M. and sent to the office of the Secretary of State:

S. B. 219, an act to allow the State to appeal adverse judgments based upon double jeopardy.

S. B. 254, an act to provide a two thousand dollar ($2,000) income tax exemption for a parent or guardian of a severely retarded person.

S. B. 283, an act to amend Chapter 55 and the related provisions of the General Statutes relating to business corporations.

S. B. 616, an act to conform the terms of certain municipal officers to the municipal election procedures of Chapter 163 of the General Statutes.

S. B. 692, an act to amend Article 13, Chapter 130, North Carolina General Statutes relating to water and sewer sanitation.

H. B. 43, an act to revise the claim and delivery procedures.

H. B. 102, an act to provide funds to counties for education, research, treatment and rehabilitation of alcoholics.

H. B. 335, an act to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapters II and III of General Statute Chapter 159, as enacted by Chapter 780 and to make corresponding amendments to existing chapters of the General Statutes.

H. B. 373, an act to amend Chapter 122 of the General Statutes relating to the rights of patients at treatment facilities for the mentally ill and retarded.

H. B. 1127, an act to further effectuate the reorganization of State Government No. 2.

S. J. R. 866, a joint resolution honoring Major William Henry Hardy, United States Army, upon his return to the United States from North Vietnam where he was held as a prisoner of war for almost six years.

H. J. R. 1261, a joint resolution honoring President Stacy Weaver of Methodist College at Fayetteville, North Carolina, upon his retirement on June 30, 1973.

H. J. R. 1323, a joint resolution commending the West Edgecombe School basketball team.

S. B. 294, an act to provide for the enforcement of welfare liens in Avery County and for the disposition of the proceeds of sales under the liens.

S. B. 317, an act to allow farmers to transport cucumbers from farm to market upon unlicensed trailers when drawn by properly licensed vehicles.

S. B. 334, an act to amend General Statute 47-71.1 so as to validate corporate deeds made prior to January 1, 1973 on which the corporate seal was omitted.

S. B. 473, an act to transfer federal tax liens filed before October 1, 1969, to the clerk of court's office.

S. B. 520, an act to amend Chapter 713 of the Session Laws of 1965, being the charter of the city of Charlotte relating to written contracts.

S. B. 637, an act prohibiting the running and chasing of fox with dogs between January 1 and September 1 in Carteret County.

S. B. 700, an act to amend General Statute 7A-133 to increase by one the maximum number of magistrates authorized for Lenoir County.

S. B. 705, an act to amend General Statute 105-275 of the General Statutes of North Carolina.

S. B. 861, an act relating to zoning by Surry County and the municipalities located therein.

S. B. 888, an act to provide for election on the issue of merger and consolidation of certain specifically described areas presently located in the Rockingham County School Administrative Unit with the Madison-Mayodan City School Administrative Unit.

S. B. 907, an act to amend Chapter 57 of the Session Laws of 1973, relating to the Albemarle district jail.

H. B. 12, an act to improve the General Assembly and make it more effective.

H. B. 330, an act authorizing counties to establish service districts in order to provide certain services in unincorporated areas and to levy taxes therein and issue bonds therefor in order to finance such services.

H. B. 454, an act to amend General Statute 58-79.2 so as to permit the issuance of variable life insurance contracts.

H. B. 502, an act to repeal Chapter 1039, Session Laws of 1969.

H. B. 503, an act to validate elections previously held in and for municipalities, special districts, and school districts pursuant to Subchapter IX of Chapter 163 of the General Statutes.

H. B. 522, an act to provide for treatment of handicapped and disabled persons equal to that afforded other persons.

H. B. 710, an act to amend Chapter 780 of the 1971 Session Laws, in order to make technical amendments to Subchapter IV of General Statute Chapter 159, as enacted by Chapter 780, and to make corresponding amendments to existing chapters of the General Statutes.

H. B. 1190, an act providing for regulation of traffic and parking and the registration of motor vehicles on the campuses of the constituent institutions of the University of North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committes, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 48, a bill to make appropriations to provide capital improvements for State institutions, departments, and agencies, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 49, a bill to make appropriations for current operations of the State departments, institutions, and agencies, and for other purposes, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 325, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

By Senator Stallings for the Committee on Local Government and Regional Affairs:

S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach by a referendum of the people, with an unfavorable report as to bill, favorable

as to Committee Substitute bill No. 2. Upon motion of Senator Stallings, the rules are suspended and the Committee Substitute bill No. 2 is placed on today's Calendar.

By Senator Kirby, for the Committee on Calendar:

H. B. 468, a bill to restrict the activities of the Department of Corrections laundry services, with a favorable report.

H. B. 570, a bill to lower the number of hours that mental and correctional institution personnel can be required to work during a given week, with a favorable report.

H. B. 1272, a bill to amend the charter of the town of Conover relating to elections, with a favorable report.

H. J. R. 1256, a joint resolution honoring the life and memory of Robert Myron Carr, with a favorable report.

H. J. R. 1267, a joint resolution honoring the achievements and service of Dr. Charles Hadley Stevens, with a favorable report.

H. B. 1223, a bill to provide a means of identification for commercial fishermen for sales tax exemption purposes, with a favorable report.

H. B. 1226, a bill to provide for the appointment of tax supervisor and tax collector in Caswell County, with a favorable report.

H. J. R. 1106, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State, with a favorable report.

H. B. 1138, a bill to provide that certified copies of medical records shall be received in evidence as regular business records, with a favorable report.

S. B. 935, a bill to amend the charter of the town of Marshville relating to the election and term of the board of aldermen, with a favorable report.

S. B. 936, a bill to provide for nonpartisan election and run-off election in the town of Farmville, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 937, by Senator Godwin, a bill to amend the North Carolina State Building Code. Referred to Committee on Judiciary No. 1.

S. B. 938, by Senator Moore, a bill relating to the classification, appraisal, valuation, assessment, and taxation of real property. Referred to Committee on Finance.

Upon motion of Senator Williamson, the rules are suspended in today's Session to permit the introduction of any local bills.

S. B. 939, by Senator Williamson, a bill to appoint the board of commissioners and mayor of the town of Cerro Gordo, until the next election. Referred to Committee on Calendar.

S. B. 940, by Senator Raynor, a bill to amend Resolution 80 concerning the establishment of a mental health study commission to provide that none of the ex officio members of the commission shall have the right to vote. Referred to Committee on Calendar.

S. J. R. 941, by Senator Knox, a joint resolution honoring Dr. Carey Hoyt Bostian, former chancellor of North Carolina State University. Upon motion of Senator Knox, the rules are suspended and the joint resolution is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 942, by Senator Scott, a bill to amend the Teachers' and State Employees' Retirement System concerning creditable service and benefits. Referred to Committee on Calendar.

S. B. 943, by Senators McNeill Smith, Kirby and Alford, a bill to require that certain procedures be followed before reducing the term of employment of occupational education teachers. Referred to Committee on Calendar.

S. B. 944, by Senators Henley and Raynor, a bill to amend the laws relating to the taxation and regulation of professional bondsmen in Cumberland County. Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1290, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating. Referred to Committee on Calendar.

H. B. 1291, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating. Referred to Committee on Calendar.

H. B. 1041, a bill to delete obsolete nomenclature and make technical changes in various Sections of Chapter 15 of the General Statutes. Referred to Committee on Calendar.

H. B. 1187, a bill to amend Rule 37 of the Rules of Civil Procedure to allow the imposition of expenses, upon failure to admit pursuant to Rule 36, without requiring the establishment of the truth of the matter in question by the verdict of a jury. Referred to Committee on Calendar.

H. B. 1231, a bill to provide for the listing of all State job openings with the Employment Security Commission. Referred to Committee on Calendar.

H. B. 1250, Committee Substitute for H. B. 1250, a bill to prohibit deer hunting from any highway right-of-way maintained by the State. Referred to Committee on Calendar.

H. J. R. 1264, a joint resolution honoring the forty years of faithful service of the Reverend Robert I. McCluskey upon the anniversary of his becoming Pastor of the Christ Wesleyan Church of Greensboro, North Carolina. Referred to Committee on Calendar.

H. J. R. 1265, a joint resolution honoring the life and memory of Emery B. Denny. Referred to Committee on Calendar.

H. B. 1274, a bill deleting from the charter of the city of Winston-Salem certain outmoded and outdated provisions. Referred to Committee on Calendar.

H. B. 1283, a bill to authorize elections in the town of Littleton to determine whether the town shall be totally located in Warren or Halifax County. Referred to Committee on Judiciary No. 1.

H. B. 1151, a bill to amend the laws concerning preparation and adoption of local school budgets so as to conform them to the Local Government Budget and Fiscal Control Act. Referred to Committee on Calendar.

H. B. 1188, a bill to amend Rule 34 of the Rules of Civil Procedure to eliminate the clerk of court, except in proceedings pending before him, as an officer who can compel the production of documents, under Rule 34. Referred to Committee on Calendar.

H. B. 1216, a bill to stay execution of the judgment placing a child in a training school pending an appeal. Referred to Committee on Calendar.

H. B. 1242, a bill to provide for interstate reciprocal hunting and fishing privileges. Referred to Committee on Calendar.

H. B. 1243, a bill to exempt the house-to-house sale of magazines from sales tax. Referred to Committee on Calendar.

H. B. 1253, a bill to amend Article 9 of Chapter 66 of the General Statutes to provide for the regulation of certain bill collection practices. Referred to Committee on Calendar.

H. B. 1273, a bill to establish a uniform general assistance program. Referred to Committee on Calendar.

H. B. 1296, a bill to prescribe standards for curb ramps or curb cuts for handicapped persons. Referred to Committee on Calendar.

H. B. 1293, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating. Referred to Committee on Calendar.

H. B. 1294, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating. Referred to Committee on Calendar.

H. J. R. 1295, a joint resolution of commendation and congratulations to the Fred S. Spencer family on their selection as North Carolina's "Farm Family of the Year". Referred to Committee on Calendar.

H. B. 1297, a bill to authorize the Department of Social Rehabilitation and Control to develop community-based services for delinquents so as to provide alternatives to training school. Referred to Committee on Calendar.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 18, 1973, to reconvene on January 16, 1974. Referred to Committee on Calendar.

H. J. R. 1311, a joint resolution honoring the life and memory of Guy Elliott. Referred to Committee on Calendar.

H. B. 1314, a bill to authorize the Wilkes County Board of Education to convey certain real property to the Mountain View Voluntary Fire Department. Referred to Committee on Calendar.

H. B. 1324, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County. Referred to Committee on Calendar.

H. B. 1325, a bill to extend the life of the Durham City-County Charter Commission from August 15, 1973 to March 15, 1974. Referred to Committee on Calendar.

H. B. 1326, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds. Referred to Committee on Calendar.

H. J. R. 1330, a joint resolution to honor the 1973 Small Business Man of the Year. Referred to Committee on Calendar.

H. B. 456, Committee Substitute for H. B. 456, a bill to authorize expenditures for nursing home care for the medically needy during the last four months of the 1972-73 fiscal year. Referred to Committee on Calendar.

H. B. 772, a bill to amend Chapter 339 of the 1957 Session Laws relating to the payment of per diem to members of the Harnett County Board of Education. Referred to Committee on Calendar.

S. B. 406, a bill to amend General Statute 136-30.1 pertaining to edge line marking on State highways, for concurrence in the House amendment. Upon motion of Senator Henley, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 472, a bill to permit filing of securities by issue and the establishment and use of a securities clearing corporation, for concurrence in the House amendment. Upon motion of Senator Godwin, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 933, a bill to provide for the establishment of liquor stores in the town of Calabash, and for the distribution of the proceeds from the operation of liquor stores, upon third reading. The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree,

Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. Upon motion of Senator Williamson, the rules are suspended and the bill is ordered sent to the House of Representatives by special messenger.

S. B. 909, a bill providing for the annexation of certain properties by the town of Atlantic Beach, upon second reading. The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill remains on the Calendar.

H. B. 700, Committee Substitute for H. B. 700, a bill to incorporate the town of Indian Beach in Carteret County, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The Committee Substitute bill remains on the Calendar.

H. B. 702, a bill to revise and consolidate the charter of the town of Emerald Isle and to repeal prior charter acts, upon second reading. Upon motion of Senator Knox, the Committee amendments are adopted. The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill, as amended, remains on the Calendar.

H. B. 795, Committee Substitute for H. B. 795, a bill to revise and consolidate the charter of the town of Mebane, and to repeal prior charter acts, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The Committee Substitute bill remains on the Calendar.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs, upon second reading. Upon motion of Senator McNeill Smith, the bill is postponed until Wednesday, May 16.

H. B. 821, a bill to extend the corporate limits of the town of Clayton, upon second reading. The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 47. The bill remains on the Calendar.

H. B. 1092, a bill to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores, upon third reading. Senator Poovey offers an amendment which fails of adoption. Senator Poovey moves that the bill do lie upon the table, and calls for the "ayes" and "noes". The call is sustained. Senator Poovey's motion fails to prevail by roll call vote, ayes 13, noes 31, as follows: Those voting in the affirmative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Horton, Hughes, Kincaid, Murrow, Poovey, Sharpe, Somers, Taylor, Wilkie — 13. Those voting in the negative are: Senators Alford, Allen, Bahakel, Bob L. Barker, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Kirby, Mauney, Mills, Moore, Mullins, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, White — 31. Senator Stallings calls the previous question and the call is sustained. The bill passes its third reading and is ordered enrolled.

S. B. 417, a bill to prohibit the possession and consumption of alcoholic beverages in Avery County except in private homes and places of secondary residences, as amended. Senator Moore moves that the bill, as amended, be re-referred to the Committee on Judiciary No. 2, which motion fails to prevail. The bill, as amended, passes its second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 925, a bill making lawful all marriage ceremonies performed in the sanctuary of the Friedburg Moravian Church, regardless of whether the marriage license was issued in Forsyth or Davidson County. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 931, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 934, a bill authorizing Guilford County to adopt a more convenient site than the courthouse door or steps for the posting of any notice required by law at such site. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners. Senator Taylor offers an amendment. Upon motion of Senator Gudger, consideration of the bill is postponed until Tuesday, May 15.

S. B. 900, a bill to authorize the issuance of $50,000,000 in bonds of the State to provide funds for the acquisition, preservation and development of park, recreational and public lands in the State subject to a vote of the people of the State, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 1, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 46. Those voting in the negative are: Senator Somers — 1. The bill, as amended, is ordered sent to the House of Representatives, without engrossment.

H. B. 311, Committee Substitute for H. B. 311, a bill to allow commercial wineries in North Carolina and to establish license requirements and taxation, as amended, upon third reading. The Committee Substitute bill, a amended, passes its third reading by roll call vote, ayes 42, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Staton, White, Williamson — 42. Those voting in the negative are: Senators Gudger, Rhyne, McNeill Smith, Strickland, Wilkie — 5. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services, as amended, upon third reading. Upon motion of Senator Stallings, consideration of the bill, as amended, is postponed until Tuesday, May 15.

H. B. 566, a bill to increase the Class A gift tax exemptions, upon third reading. The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 43. The bill is ordered enrolled.

H. B. 1078, a bill to amend General Statute 130-17(e) with regard to the rendering of services to governmental or private agencies and individuals by local boards of health, upon third reading. The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker,

Blanchard, Britt, Butner, Coleman, Deane, Folger, Godwin, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, White, Wilkie, Williamson — 39. The bill is ordered enrolled.

S. B. 741, a bill to amend Part 4 and Part 6, Article 21, Chapter 145 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances, upon second reading. Upon motion of Senator Staton, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, White, Williamson — 42. The bill, as amended, remains on the Calendar.

S. B. 843, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and Bible reading in the public schools, upon second reading. Upon motion of Senator Wilkie, the Committee amendment is adopted. The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Mullins, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 46. Those voting in the negative are: Senators Coleman, Moore, Rauch — 3. The bill, as amended, remains on the Calendar.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise, and amend the General Statutes relating to counties, upon second reading. Upon motion of Senator Sharpe, the Committee amendment is adopted. Senator Somers offers an amendment. Upon motion of Senator Rhyne, consideration of the Committee Substitute bill, as amended, is postponed until Tuesday, May 15.

H. B. 332, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 2, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings,

Staton, Strickland, Taylor, Webster, Wilkie, Williamson — 42. Those voting in the negative are: Senators Coleman, Somers — 2. The bill remains on the Calendar.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, as amended, upon second reading. The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 45. The bill, as amended, remains on the Calendar.

H. B. 514, Committee Substitute for H. B. 514, a bill to amend Article 25 of Chapter 153, North Carolina General Statutes, to permit metropolitan sewerage districts to encompass land in more than one county, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 44. The Committee Substitute bill remains on the Calendar.

S. B. 548, a bill to amend General Statute 7A-465 to provide for the establishment of the office of public defender in the Twenty-Eighth Judicial District and to amend General Statute 7A-466 to provide for the appointment of the public defender by the senior resident superior court judge of that judicial district, upon third reading. The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 876, a bill to increase the powers of the Milk Commission with respect to milk pricing, as amended, upon third reading. Senator Sharpe moves that the bill, as amended, be recommitted to the Committee on Agriculture. The motion fails to prevail. Senator Bob L. Barker calls the previous question, seconded by Senator Hardison. The call is sustained. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives without engrossment.

S. B. 899, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property. Upon motion of Senator Scott, consideration of the bill is postponed until Tuesday, May 15.

S. B. 49, Committee Substitute for S. B. 49, a bill to make appropriations for current operations of the State departments, institutions, and agencies, and for other purposes. Upon motion of Senator Scott, the Committee Substitute bill is adopted and made Special Order of Business No. 3 for Tuesday, May 15.

S. B. 48, Committee Substitute for S. B. 48, a bill to make appropriations to provide capital improvements for State institutions, departments and agencies. Upon motion of Senator Scott, the Committee Substitute bill is adopted and made Special Order of Business No. 4 for Tuesday, May 15.

S. B. 325, Committee Substitute for S. B. 325, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State. Upon motion of Senator Scott, the Committee Substitute bill is adopted and made Special Order of Business No. 5 for Tuesday, May 15.

S. B. 429, Committee Substitute No. 2 for S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach. Upon motion of Senator Stallings, the Committee Substitute No. 2 is adopted and remains on the Calendar.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 333
Committee Substitute for H. B. 333

HOUSE OF REPRESENTATIVES,
May 14, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to Committee Substitute for House Bill 333, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Harkins, Michaux and Mitchell on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Kirby, the President appoints Senators Kirby, Moore and Webster as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Moore, the Senate adjourns to meet tomorrow at 10:30 A.M.

NINETIETH DAY

SENATE CHAMBER,
Tuesday, May 15, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Harrington for today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committes, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 939, a bill to appoint the Board of Commissioners and Mayor of the town of Cerro Gordo, until the next election, with a favorable report.

S. B. 940, a bill to amend Resolution 80 concerning the establishment of a Mental Health Study Commission to provide that none of the ex officio members of the Commission shall have the right to vote, with a favorable report.

S. B. 943, a bill to require that certain procedures be followed before reducing the term of employment of occupational education teachers, with a favorable report.

H. B. 456, Committee Substitute for H. B. 456, a bill to appropriate funds for nursing home care for the medically needy for the remainder of the 1971-73 biennium, with a favorable report.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, with a favorable report.

H. B. 426, a bill amending General Statute 105-369 to exempt counties and the municipalities therein from the provisions of General Statute 105-369 of the Machinery Act of 1971, relating to sales of tax liens on real property for failure to pay taxes, upon the adoption of a resolution by the governing bodies of the county or the municipalities therein, with a favorable report.

By Senator Kirby, for the Committee on Finance:

H. B. 956, a bill to amend General Statute 105-296 to clarify the authority of the county tax supervisor to require information pertinent to the discovery of appraisal of taxable property, with a favorable report.

By Senator Kirby, for the Committee on Calendar:

H. B. 1169, a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission, with a favorable report. Upon motion of Senator Moore, consideration of the bill is postponed until Wednesday, May 16, and the bill is made Special Order No. 8 of the day.

H. J. R. 1244, a joint resolution authorizing and directing the Public Health Committee in the Senate and the House of Representatives to study the need for and means of review or regulation of hospitalization rates and charges, with a favorable report.

H. B. 1270, a bill to change the manner of selection of the State Board of Examiners for nursing home administrators, with a favorable report.

H. B. 1324, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County, with a favorable report.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 18, 1973, to reconvene on January 16, 1974, with a favorable report.

H. B. 1325, a bill to extend the life of the Durham City-County Charter Commission from August 15, 1973 to March 15, 1974, with a favorable report. Upon motion of Senator Royall, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1326, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds, with a favorable report.

H. J. R. 1330, a joint resolution to honor the 1973 Small Business Man of the Year, with a favorable report.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

S. B. 216, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113, with a favorable report.

S. B. 937, a bill to amend the North Carolina State Building Code, with a favorable report.

H. B. 275, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113, with a favorable report.

H. B. 393, a bill to provide for a classification of "exempt" substances under the North Carolina Controlled Substances Act, with a favorable report.

H. B. 394, a bill to provide the procedure to be used for forfeitures under the North Carolina Controlled Substances Act, with a favorable report.

H. B. 1283, a bill to authorize elections in the town of Littleton to determine whether the town shall be totally located in Warren or Halifax County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 945, by Senators Alford, Sharpe, Webster, Bagnal, Garrison, and Henley, a bill to require companies writing automobile insurance to notify the Commissioner when their relationship with an agency is terminated. Referred to Committee on Calendar.

Upon the motion of Senator Allen, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 946, by Senator Kincaid, a bill to repeal Chapter 326 of the 1973 Session Laws of North Carolina. Referred to Committee on Election Laws.

S. J. R. 947, by Senators Webster, Scott, Hardison, Stallings, Folger, Henley, Allsbrook, White, Alford, Harrington, Mills, McNeill Smith, Britt, Godwin, Royall, Allen, Coleman, Garrison, Deane, Bob L. Barker, Strickland, Knox, Williamson, Staton, Bahakel, Rauch, Mauney, Moore, and Gudger, a joint resolution honoring the personal courage and determination of the Honorable George C. Wallace, Governor of Alabama. Upon motion of Senator Webster, the rules are suspended and the joint resolution is placed upon its immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives, upon motion of Senator Webster, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

H. B. 49, Committee Substitute for H. B. 49, a bill to make appropriations to provide capital improvements for state institutions, department, and agencies. Upon motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed upon today's Calendar.

H. B. 50, Committee Substitute for H. B. 50, a bill to make appropriations for current operations of the state departments, institutions, and agencies, and for other purposes. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed upon today's Calendar.

H. B. 338, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Referred to Committee on Calendar.

H. B. 1069, a bill to amend General Statute 105-42 dealing with privilege license taxes of private detectives. Referred to Committee on Calendar.

H. B. 1143, a bill to amend Part 4 and Part 6, of Article 21, of Chapter 143 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances. Upon motion of Senator Staton, the rules are suspended, and the bill is placed upon the Calendar for Wednesday, May 16.

H. B. 1245, a bill relating to financial assistance for persons receiving such assistance pursuant to Chapters 108 and 111 of the General Statutes. Referred to Committee on Calendar.

H. B. 1289, a bill amending General Statute 116-191 so as to permit the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina. Referred to Committee on Calendar.

H. B. 1292, a bill amending General Statute 116-41.4 to permit the issuance of not in excess of $13,000,000 revenue bonds and the issuance of revenue bond

anticipation notes by the Board of Governors of the University of North Carolina. Referred to Committee on Calendar.

H. B. 1299, a bill authorizing the governing body of the city of Durham to specially assess benefited property outside the corporate limits for extension of water and sewer systems. Referred to Committee on Calendar.

H. B. 1302, a bill authorizing counties and cities, subject to an election, to covenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDERS

H. B. 819

The hour having arrived for the consideration of the Special Orders, the President lays before the Senate the Special Order No. 1, it being H. B. 819, a bill to amend the Wormen's Compensation Act regarding benefits. Senator Staton moves that the Committee amendment be adopted. Senator Staton calls the previous question, seconded by Senator Bob L. Barker. The call is sustained. Senator Rountree calls for the "ayes" and "noes" on the amendment. The call is sustained. The Committee amendment fails of adoption by roll call vote, ayes 12, noes 33, as follows: Those voting in the affirmative are: Senators Allen, Folger, Godwin, Hardison, Hughes, Kincaid, Mauney, Mills, Poovey, Royall, Saunders, Staton — 12. Those voting in the negative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Henley, Kirby, Knox, Moore, Mullins, Murrow, Raynor, Rhyne, Rountree, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 33. Senator Rauch is excused from voting, without objection. Passes its second and third readings and is ordered enrolled.

H. B. 94, Committee Substitute for H. B. 94

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for H. B. 94, a bill to amend Article 20 of Chapter 163 of the General Statutes so as to permit absentee voting. Upon motion of Senator McNeill Smith, the Committee amendments are adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

S. B. 49, Committee Substitute for S. B. 49

The hour having arrived for the consideration of Special Order No. 3, the President lays before the Senate Special Order No. 3, it being Committee Substitute for S. B. 49, a bill to make appropriations for current operations of the State department, institutions, and agencies, and for other purposes. Upon

motion of Senator Scott, the Committee Substitute bill is displaced on the Calendar.

H. B. 49, Committee Substitute for H. B. 49, a bill to make appropriations to provide capital improvements for State institutions, department and agenices. Passes its second and third readings and is ordered enrolled.

S. B. 48, Committee Substitute for S. B. 48

The hour having arrived for the consideration of Special Order No. 4, the President lays before the Senate Special Order No. 4, it being Committee Substitute for S. B. 48, a bill to make appropriations to provide capital improvements for State institutions, departments and agencies. Upon motion of Senator Scott, consideration of the Committee Substitute bill is postponed indefinitely.

S. B. 325, Committee Substitute for S. B. 325

The hour having arrived for the consideration of Special Order No. 5, the President lays before the Senate Special Order No. 5, it being Committee Substitute for S. B. 325, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, upon second reading. Upon motion of Senator Scott, the Committee Substitute bill is displaced on the Calendar.

H. B. 1020, Committee Substitute for H. B. 1020

The hour having arrived for the consideration of Special Order No. 6, the President lays before the Senate Special Order No. 6, it being Committee Substitute for H. B. 1020, a bill for the private protective services, upon third reading. Senator Moore offers an amendment, sent forward by Senator Knox, which is adopted. The Committee Substitute bill, as amended, passees its third reading by roll call vote, ayes 32, noes 5, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Hughes, Kincaid, Knox, Mauney, Poovey, Raynor, Rountree, Royall, Scott, Sharpe, Lynwood Smith, Staton, Strickland, Webster, White, Wilkie, Williamson — 32. Those voting in the negative are: Senators Robert J. Barker, Coleman, Rauch, Rhyne, Taylor — 5. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment, without objection, by special messenger.

S. B. 908

The hour having arrived for the consideration of Special Order No. 7, the President lays before the Senate Special Order No. 7, it being S. B. 908, a bill to amend portions of the State Immunization Law. Passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

S. B. 909, a bill providing for the annexation of certain properties by the town of Atlantic Beach, upon third reading. The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 38. The bill is ordered sent to the House of Representatives.

H. B. 700, Committee Substitute for H. B. 700, a bill to incorporate the town of Indian Beach in Carteret County, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 39. The Committee Substitute bill is ordered enrolled.

H. B. 702, a bill to revise and consolidate the charter of the town of Emerald Isle and to repeal prior charter acts, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 39. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 795, Committee Substitute for H. B. 795, a bill to revise and consolidate the charter of the town of Mebane and to repeal prior charter acts, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 39. The Committee Substitute bill is ordered enrolled.

H. B. 821, a bill to extend the corporate limits of the town of Clayton, upon third reading. The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie — 39. The bill is ordered enrolled.

S. B. 429, Committee Substitute No. 2 for S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach by a referendum of the people, upon second reading. The Committee Substitute No. 2 bill passes its second reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White,

Wilkie — 38. The Committee Substitute No. 2 bill remains upon the Calendar.

S. B. 935, a bill to amend the charter of the town of Marshville relating to the election and term of the Board of Aldermen. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 936, a bill to provide for nonpartisan election and run-off election in the town of Farmville. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 792, a bill to authorize the employment of a secretary for the Jackson County Board of Commissioners. The amendment offered by Senator Taylor on May 14 fails of adoption. The bill passes its second reading. Senator Taylor calls for the "ayes" and "noes" on the third reading of the bill. The call is sustained. The bill passes its third reading by roll call vote, ayes 27, noes 18, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bahakel, Bob L. Barker, Britt, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Kirby, Knox, Mauney, Mills, Moore, Rauch, Raynor, Royall, Saunders, Scott, Lynwood Smith, Staton, Webster, White, Williamson — 27. Those voting in the negative are: Senators Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Horton, Hughes, Kincaid, Mullins, Murrow, Poovey, Rhyne, Rountree, Sharpe, Somers, Strickland, Taylor, Wilkie — 18. The bill is ordered enrolled.

H. B. 1226, a bill to provide for the appointment of tax supervisor and tax collector in Caswell County. Passes its second and third readings and is ordered enrolled.

H. B. 1272, a bill to amend the charter of the town of Conover realting to elections. Passes its second and third readings and is ordered enrolled.

S. B. 741, a bill to amend Part 4 and Part 6, Article 21, Chapter 145 to provide for the State to enter into contractual agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Staton, Strickland, Webster, White, Wilkie — 39. The bill, as amended, is ordered sent to the House of Representatives, without engrossment.

S. B. 843, a bill to submit to the people of the State of North Carolina the question of whether or not they favor prayer and Bible reading in the public schools, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 37, noes 4, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Murrow, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Staton, Strickland, Webster, White, Wilkie — 37.

Those voting in the negative are: Senators Coleman, Folger, Rauch, McNeill Smith — 4. The bill, as amended, is ordered sent to the House of Representatives, without engrossment.

H. B. 331, a bill authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services, as amended, upon third reading. Upon motion of Senator Moore, consideration of the bill, as amended, is postponed until Wednesday, May 16 and is made Special Order No. 6 of the day.

H. B. 332, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county, upon third reading. Upon motion of Senator Moore, consideration of the bill is postponed until Wednesday, May 16, and is made Special Order No. 3 of the day.

H. B. 390, a bill to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste, as amended, upon third reading. The bill, as amended, passses its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Staton, Strickland, Webster, White, Wilkie, Williamson — 39. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 514, Committee Substitute for H. B. 514, a bill to amend Article 25 of Chapter 153, North Carolina General Statues, to permit metropolitan sewerage districts to encompass land in more than one county, upon third reading. The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Gudger, Hardison, Henley, Hughes, Kincaid, Knox, Mauney, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Sharpe, Lynwood Smith, Staton, Strickland, Webster, White, Wilkie, Williamson — 34. The Committee Substitute bill is ordered enrolled.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise, and amend the General Statutes relating to counties, as amended, upon second reading. Senator Moore moves that consideration of the Committee Substitute bill be postponed until Wednesday, May 16. Senator Moore withdraws his motion. The amendment offered by Senator Somers on Monday, May 14, is adopted. Senator Folger offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 38, noes 10, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Henley, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Poovey, Rauch, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White — 38. Those vot-

ing in the negative are: Senators Allsbrook, Bob L. Barker, Horton, Hughes, Mauney, Murrow, Raynor, Rhyne, Wilkie, Williamson — 10. The Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 1107, a bill to establish a commission to license and regulate auctioneers, upon second reading. Senator Robert J. Barker offers an amendment which fails of adoption. Senator Knox calls the previous question, seconded by Senator Hardison. The call is sustained. The bill passes its second reading by roll call vote, ayes 30, noes 10, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Henley, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Poovey, Raynor, Rountree, Royall, Scott, Lynwood Smith, Stallings, Staton, Webster, Williamson — 30. Those voting in the negative are: Senators Bob L. Barker, Robert J. Barker, Blanchard, Rhyne, Sharpe, McNeill Smith, Strickland, Taylor, White, Wilkie — 10. The bill remains upon the Calendar.

Upon motion of Senator Allen, the Senate recesses to meet at 1:40 P.M.

AFTERNOON SESSION

The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

REPORT OF COMMITTEE

By Senator Kirby for the Committee on Calendar:

H. B. 1299, with a favorable report.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 2:03 P.M. and sent to the office of the Secretary of State:

S. B. 406, an act to amend General Statute 136-30.1 pertaining to edge line marking on State highways.

S. B. 472, an act to permit filing of securities by issue and the establishment and use of a securities clearing corporation.

S. B. 509, an act to provide for the election, terms, compensation and additional powers of the Lumberton City Board of Education.

S. B. 518, an act to modify the provisions of General Statute 160-389 and General Statute 159-64 as applied to the bonds authorized during the year 1969 extending the time within which such bonds may be issued.

S. B. 615, an act to amend General Statute 136-41.1, General Statute 105-113.86, and General Statute 105-213 with regard to distribution of gas and intangible tax revenues to cities and counties according to their population.

S. B. 880, an act to revise and consolidate the charter of the town of Mayodan and to repeal prior charter acts.

S. B. 891, an act to provide for the election of soil conservation district supervisors.

H. B. 146, an act to make various minor technical and editorial amendments in General Statutes, Chapter 7A (Judicial Department).

H. B. 428, an act to exempt the blind from inland fishing license requirements.

H. B. 566, an act to increase the Class A Gift Tax exemptions.

H. B. 886, an act to require proper markings on all apples including those shipped into North Carolina.

H. B. 1063, an act to reorganize the Department of Transportation and Highway Safety as it relates to highways.

H. B. 1078, an act to amend General Statute 130-17(e) with regard to the rendering of services to governmental or private agencies and individuals by local boards of health.

H. B. 1092, an act to require an election on operation of liquor control stores in the city of Statesville, and for the allocation of proceeds from the operation of such stores.

H. B. 1166, an act to authorize a technical amendment of Section 7(c) (1) of Chapter 909, Session Laws of 1971 (Clean Water Bond Act) to permit assistance grants to local units of government for the construction and improvement of wastewater treatment works from funds heretofore approved by the General Assembly and a vote of the people.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

S. B. 899, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property, as amended, upon third reading. Upon motion of Senators Taylor and Scott, consideration of the bill, as amended, is postponed until Wednesday, May 16.

H. B. 156, a bill to require the identification of all drugs by label, as amended, upon third reading. Upon motion of Senator Henley, the bill, as amended, is recommitted to the Committee on Judiciary No. 1 and consideration is postponed until the 1974 Session.

H. B. 297, Committee Substitute for H. B. 297, a bill to provide for the protection and conservation of the natural resources of the State of North Carolina through regulation and control of sources of oil pollution, as amended, upon third reading. Senator Rountree offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 436, Senate Committee Substitute for H. B. 436, a bill to create a scenic and recreation trails system and to provide for the designation, administration, regulation, and acquisition of scenic trails and trail rights-of-way, upon third reading. Senator Royall offers an amendment which is adopted. The Senate Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate

Committee Substitute bill, as amended. Senator Allsbrook requests to be recorded as voting "no."

S. B. 271, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Upon motion of Senator Moore, consideration of the bill is postponed until Wednesday, May 16, and is made Special Order No. 5 of the day.

S. B. 656, Committee Substitute for S. B. 656, a bill to amend General Statute 87-43.3 and 87-44 in order to provide for the licensing of persons engaged in electrical contracting in connection with installing elevators and other similar installations. Upon motion of Senator Lynwood Smith, consideration of the Committee Substitute bill is postponed until Wednesday, May 16.

S. B. 737, Committee Substitute for S. B. 737, a bill to amend General Statute 135-4 and General Statute 135-5(1), General Statute 128-26, and General Statute 138-27(1) relating to monthly contributions to the Retirement System by members who are on leaves of absence. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 750, a bill to amend General Statute 54-21.4 reagarding loans by savings and loan institutions. Upon motion of Senator Bob L. Barker, consideration of the bill is postponed indefinitely.

S. B. 751, Committee Substitute for S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 886, a joint resolution creating a committee to study the changes that have been made in the Revenue Act of 1939 with a view toward preparing legislation to remove inequitable and disproportionate burdens on individual taxpayers. Upon motion of Senator Rauch, the joint resolution is recommitted to the Committee on Finance.

S. B. 919, a bill to authorize and clarify the appointment of special registration commissioners. Upon motion of Senator Moore, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 920, a bill to clarify the affiliation of persons registering to vote. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 22, a bill to provide for the appointment of receivers of the estates of armed forces personnel listed as prisoners of war or as missing in action. Passes its second and third readings and is ordered enrolled.

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan. Upon motion of Seantor Kirby, consideration of the Committee Substitute bill is postponed until Wednesday, May 16, and is made Special Order No. 4 of the day.

H. B. 246, Committee Substitute for H. B. 246, a bill to require special reflective devices to be displayed on the rear of slow moving vehicles such as farm

tractors and implements of husbandry operated on highways. Senator Horton offers an amendment which is adopted. The Committee Substitute bill, as amended, fails to pass its second reading.

H. B. 274, Committee Substitute for H. B. 274, a bill to increase the penalties for certain violations of the Controlled Substances Act. The Committee Substitute bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the Committee Substitute bill remains upon the Calendar.

H. B. 292, a bill to require head and rear lamps on motorcycles to be lighted during operation. Passes its second and third readings and is ordered enrolled.

H. B. 326, Committee Substitute for H. B. 326, a bill to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at state-supported institutions of higher education. Upon motion of Senator Bob L. Barker, the Committee amendment is adopted. Senator Moore offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 392, a bill to provide that the State Board of Health has 180 days in which to similarly control a controlled substance as controlled by the federal government. Passes its second and third readings and is ordered enrolled.

H. B. 427, a bill to amend General Statute 160A-360 to preserve vested rights upon a change in municipal jurisidction. Passes its second and third readings and is ordered enrolled.

H. B. 443, a bill to provide for additional powers for committees of the General Assembly. Upon motion of Senator Allen, the Committee amendments are adopted. Senator Allen offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 460, a bill to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way, as amended. The pending Committee amendment offered by Senator Staton is withdrawn. Upon motion of Senator Strickland, the vote by which the amendments were adopted on April 18 is reconsidered and the amendments are withdrawn. Senator Staton offers an amendment which is adopted. Senator Hughes offers an amendment which fails of adoption. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 50, a bill to make appropriations for current operations of the State departments, institutions, and agenices, and for other purposes. The bill passes its second reading. Upon objection of Senator Bagnal to its third reading, the bill remains upon the Calendar.

H. B. 1325, a bill to extend the life of the Durham City-County Charter Commission from August 15, 1973 to March 15, 1974. Passes its second and third readings and is ordered enrolled.

H. B. 1100, a bill to amend General Statute 54-21.4 regarding loans by savings and loan institutions. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 10:00 A.M.

NINETY-FIRST DAY

SENATE CHAMBER,
Wednesday, May 16, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lientenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. Edward Hughes Pruden, Senate Chaplain.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

H. B. 338, upon motion of Senator Stallings, the rules are suspended and H. B. 338, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property, is taken from the Calendar Committee and placed on today's Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:09 A.M. and sent to the office of the Secretary of State:

H. B. 311, an act to allow commercial wineries in North Carolina and to establish license requirements and taxation.

H. B. 514, an act to amend Article 25 of Chapter 153, North Carolina General Statutes, to permit metropolitan sewerage districts to encompass land in more than one county.

H. B. 700, an act to incorporate the town of Indian Beach in Carteret County.

H. B. 795, an act to revise and consolidate the charter of the town of Mebane, and to repeal prior charter acts.

H. B. 819, an act to amend the Workmen's Compensation Act regarding benefits.

H. B. 821, an act to extend the corporate limits of the town of Clayton.

H. B. 1226, an act to provide for the appointment of tax supervisor and tax collector in Caswell County.

H. B. 1272, an act to amend the charter of the town of Conover relating to elections.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 18, a bill to be known as the Law Enforcement Officers Minimum Salary Act, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Scott, the rules are suspended and the Committee Substitute bill is placed on today's Calendar.

S. B. 28, a bill appropriating funds to the Criminal Justice Training and Standards Council for implementation and administration of the Law Enforcement Officers Minimum Salary Act, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for today.

S. B. 319, a bill to authorize the inclusion of expenses incurred in the operation of athletic and intramural programs in the school current expense and capital outlay budgets, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 394, a bill to amend General Statute 115A-5 authorizing community colleges, technical institutions, and industrial education centers to teach extension courses at convenient locations away from institution campuses, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 449, a bill to appropriate funds to the Person-Caswell Lake Authority for expansion and maintenance of the recreation park at Hyco Lake, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 536, a bill to provide a reasonable limit on class size in the public schools of North Carolina so as to improve instruction, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 538, a bill to regulate the sales of commercial feeds, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 547, a bill to appropriate fifty thousand dollars ($50,000) to the Junior Order Children's Home for each of the next two fiscal years, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. J. R. 568, a joint resolution directing the Department of Transportation and Highway Safety to conduct a mass transit study, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 620, a bill to appropriate funds for a grant-in-aid to the East Carolina University summer theatre, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 755, a bill to amend Article 29C of Chapter 143 of the General Statutes of North Carolina, relating to the establishment of a system of youth councils, to allow the appropriation of State funds for the use of the State Youth Council and the Youth Advisory Board, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 813, a bill to change the manner of application of mentally retarded services' funds, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 914, a bill to adjust and fix the compensation to be paid the members of the Council of State, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 814, a bill to amend General Statute 143-127.1 providing for payment of cost of care in State Department of Mental Health facilities, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 853, a bill to appropriate the sum of $50,000 to the Crime Study Commission, with a favorable report, as amended. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 881, a bill to appropriate funds to the Department of Human Resources for coordinating nutrition programs within State government, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. J. R. 882, a joint resolution authorizing and directing the Secretary of Human Resources to coordinate nutrition programs within State government, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 893, a bill to transfer certain functions of the Murdoch Center Mental Retardation Training Institute to the Developmental Disabilities Training Institute at the University of North Carolina at Chapel Hill, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

By Senator Kirby, for the Committee on Calendar:

S. B. 944, a bill to amend the laws relating to the taxation and regulation of professional bondsmen in Cumberland County, with a favorable report.

H. B. 1013, Committee Substitute for H. B. 1013, a bill to provide notice to interested parties in tax foreclosure procedures under General Statute 105-375, with a favorable report.

H. B. 1058, a bill to amend General Statute 58-226 relating to the by-laws of mutual burial associations, with a favorable report.

H. B. 1175, a bill to provide for waiver of color photo requirement of drivers license when in conflict with licensees religious convictions, with a favorable report.

H. B. 1178, a bill to amend Chapter 141 of the Session Laws of 1973 to effect a technical correction, with a favorable report.

H. B. 1230, a bill to provide for disregarding some of the contributions of absent parents under the Aid to Families with Dependent Children Program, with a favorable report.

H. B. 1231, a bill to provide for the listing of all State job openings with the Employment Security Commission, with a favorable report.

H. J. R. 1233, a joint resolution directing the State Department of Social Services and the Employment Security Commission of North Carolina to seek to reduce time involved in paper work and administrative procedures under the aid to families with dependent children program, inclusive of the work incentive program, and to report to the 1974 General Assembly, with a favorable report.

H. B. 1245, a bill relating to financial assistance for persons receiving such assistance pursuant to Chapters 108 and 111 of the General Statutes, with a favorable report.

H. B. 1296, a bill to prescribe standards for curb ramps or curb cuts for handicapped persons, with a favorable report.

H. B. 1247, a bill to provide that the number of Commissioners of the Hospital Authority may be increased upon a finding that such is in the public interest, with a favorable report.

H. B. 1273, a bill to establish a uniform general assistance program, with a favorable report.

H. J. R. 1254, a joint resolution creating a study commission on relations between professional school employee associations and school boards, with a favorable report.

H. B. 1314, a bill to authorize the Wilkes County Board of Education to convey certain real property to the Mountain View Voluntary Fire Department, with a favorable report.

H. B. 1289, a bill amending General Statute 116-191 so as to permit the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, with a favorable report.

H. B. 1292, a bill amending General Statute 116-41.4 to permit the issuance of not in excess of $13,000,000 revenue bonds and the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, with a favorable report.

By Senator Moore, for the Committee on Election Laws:

S. B. 143, a bill to amend General Statute 163-160 of the General Statues so as to require voting machines to be distributed in precincts in accordance with the number of registered voters therein, with a favorable report.

S. B. 946, a bill to repeal Chapter 326 of the 1973 Session Laws of North Carolina, with a favorable report. Upon motion of Senator Moore, the rules are suspended, and the bill is placed on today's Calendar.

By Senator Rauch, for the Committee on State Government:

S. B. 818, a bill to further effectuate the reorganization of State Government No. 2, with an unfavorable report as to bill, favorable as to Committee Substitute bill. Upon motion of Senator Kirby, the rules are suspended, and the Committee Substitute bill is placed on today's Calendar.

S. B. 826, a bill to amend Chapter 147, Section 50, of the North Carolina General Statutes relating to distribution of publications of State officials, with a favorable report.

S. B. 827, a bill to amend Chapter 147, Section 45, of the North Carolina General Statutes relating to distribution of the State publications, with a favorable report.

S. B. 855, a bill to change the names of North Carolina Sanatorium for the Treatment of Tuberculosis to McCain Hospital and Gravely Sanatorium at Chapel Hill to Gravely Hospital, with a favorable report.

By Senator Moore, for the Committee on Election Laws:

H. B. 374, a bill to change the primary election to June, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 948, by Senators Moore and Taylor, a bill to reimburse the Wildlife Resources Commission for free fishing licenses issued by the Commission pursuant to General Statutes 113-95, 113-95.3 and 113-276, and for other purposes. Referred to Committee on Finance.

S. J. R. 949, by Senators Allsbrook and Moore, a joint resolution creating a commission to study the power, authority, function and role of county and city government. Referred to Committee on Calendar.

S. J. R. 950, by Senators Allsbrook, Moore, Knox, Godwin, McNeill Smith, Mills, Bahakel, Webster, Alford, Deane, Britt, Mullins, Raynor, Henley, Hardison, Folger, Coleman, Saunders, Blanchard and Robert J. Barker, a joint resolution in appreciation of a gift from Mr. and Mrs. John R. Parker of a bronze bust of John Paul Jones to the State of North Carolina which will be on display at the Halifax State Historic Site. Upon motion of Senator Allsbrook, the rules are suspended and the resolution is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

S. B. 951, by Senators Staton, Allen, Taylor, Hardison, Saunders and Crawford, a bill relating to the management of the mountain area of North Carolina. Referred to Committee on Natural and Economic Resources.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 326
Committee Substitute for H. B. 326

HOUSE OF REPRESENTATIVES,
May 15, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to Committee Substitute for House Bill 326, "a bill to be entitled an act to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Watkins, Harkins and Cobb on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Bob L. Barker, the President appoints Senators Bob L. Barker, Rountree and Knox as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 277, Committee Substitute for H. B. 277, a bill to enhance enforcement of the Controlled Substances Act. Referred to Committee on Calendar.

H. B. 515, a bill to provide that Appalachian State University shall recieve copies of the Session Laws, General Statutes of North Carolina and publications

of State officials and department heads. Referred to Committee on Calendar.

H. B. 415, Committee Substitute for H. B. 415, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for tomorrow, May 17 and made Special Order No. 1.

H. B. 952, Committee Substitute for H. B. 952, a bill to rewrite Article 4 of Chapter 122 of the General Statutes relating to voluntary admission of patients into mental health facilities. Referred to Committee on Calendar.

H. J. R. 1133, a joint resolution establishing a Joint Legislative Commission on Medical Manpower. Referred to Committee on Calendar.

H. B. 1046, Committee Substitute for H. B. 1046, a bill to make certain editorial and technical changes in Chapter 114 of the General Statutes, the Department of Justice. Referred to Committee on Calendar.

H. B. 1081, Committee Substitute for H. B. 1081, a bill to amend Chapter 122 of the General Statutes relating to commitment of persons to treatment facilities for the mentally ill. Referred to Committee on Calendar.

H. B. 1091, Committee Substitute for H. B. 1091, a bill to recall funds previously appropriated to the North Carolina Housing Corporation and to establish a special committee to study the role of this State in housing for persons and families of lower income and to report its findings to the General Assembly. Referred to Committee on Calendar.

H. B. 1269, a bill to bar the defense of failure to render timely proof of loss on fire insurance policies upon the showing of good cause and lack of substantial harm to insurer. Referred to Committee on Calendar.

H. B. 1276, a bill to authorize the Department of Transportation and Highway Safety to aid in the mass transportation needs of the State. Referred to Committee on Calendar.

H. J. R. 1337, a joint resolution creating a citizens' committee to study the question of legislative pay. Referred to Committee on Calendar.

H. B. 1341, a bill to correct a technical error in Chapter 433 of the 1973 Session Laws relating to the charter of the town of Hildebran. Referred to Committee on Calendar.

S. B. 227, a bill to provide equity between State and national banks as to reserve requirements in North Carolina, for concurrence in House amendment. Upon motion of Senator Godwin, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution, for concurrence in House amendment. Referred to Committee on Calendar.

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the

establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws, for concurrence in House amendments. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 50, Committee Substitute for H. B. 50

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 50, a bill to make appropriations for current operations of the State departments, institutions, and agencies, and for other purposes, upon third reading. The Committee Substitute bill passes its third reading and is ordered enrolled.

SPECIAL ORDER NO. 2

S. B. 325, Committee Substitute for S. B. 325

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being Committee Substitute for S. B. 325, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State. Upon motion of Senator Scott, the Committee Substitute bill is displaced on the Calendar.

SPECIAL ORDER NO. 3

H. B. 332

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being H. B. 332, a bill to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county, upon third reading.

The bill passes its third reading by roll call vote, ayes 38, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rountree, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 38. Those voting in the negative are: Senators Hughes, Rhyne, Sharpe, Somers, Wilkie — 5. The bill is ordered enrolled.

SPECIAL ORDER NO. 4

H. B. 212, Committee Substitute for H. B. 212

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being

Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan. Upon motion of Senator Allen, the Committee amendments are adopted. Senator Kirby offers an amendment. Senator Kirby calls the previous question, seconded by Senator Moore. The call is sustained. Senator Allen calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Kirby is adopted by roll call vote, ayes 32, noes 18, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Britt, Butner, Folger, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, Somers, Staton, Strickland, White, Wilkie, Williamson — 32. Those voting in the negative are: Senators Allen, Bob L. Barker, Blanchard, Coleman, Crawford, Deane, Garrison, Henley, Kincaid, Knox, Poovey, Rauch, Rhyne, Sharpe, McNeill Smith, Stallings, Taylor, Webster — 18. Senator Moore offers an amendment. Senator Sharpe offers an amendment which is adopted. Senator Hughes moves that consideration of the bill and amendments be postponed until the 1974 Session. Senator Allen moves that Senator Hughes' motion do lie upon the table, which motion prevails, and the motion made by Senator Hughes lies upon the table. The amendment offered by Senator Moore fails of adoption. Senator Moore offers a second amendment. Senator Moore calls the previous question, seconded by Senator Strickland. The call is sustained. The amendment offered by Senator Moore is adopted. Senator Allen calls the previous question, seconded by Senator Hardison. The call is sustained. Senator Stallings calls for the "ayes" and "noes" and the call is sustained. The Committee Substitute bill, as amended, passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. Upon objection of Senator Kirby to its third reading, the Committee Substitute bill, as amended, remains on the Calendar.

SPECIAL ORDER NO. 5

S. B. 271

The hour having arrived for the consideration of Special Order No. 5, the President of the Senate lays before the Senate Special Order No. 5, it being S. B. 271, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Upon motion of Senator Stallings, the bill is displaced on the Calendar.

SPECIAL ORDER NO. 6

H. B. 331

The hour having arrived for the consideration of Special Order No. 6, the President of the Senate lays before the Senate Special Order No. 6, it being H. B. 331, a bill authorizing cities to establish service districts and to levy taxes

therein and issue bonds therefor in order to finance such services, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

SPECIAL ORDER NO. 7

S. B. 49, Committee Substitute for S. B. 49

The hour having arrived for the consideration of Special Order No. 7, the President of the Senate lays before the Senate Special Order No. 7, it being Committee Substitute for S. B. 49, a bill to make appropriations for current operations of the State departments, institutions, and agencies and for other purposes. Upon motion of Senator Scott, consideration of the Committee Substitute bill is postponed indefinitely.

SPECIAL ORDER NO. 8

H. B. 1169

The hour having arrived for the consideration of Special Order No. 8, the President of the Senate lays before the Senate Special Order No. 8, it being H. B. 1169, a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission. Senator Moore offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for con currence in the Senate amendment.

H. B. 338, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Senator Stallings offers an amendment. Senator Rhyne offers an amendment which is adopted. The amendment offered by Senator Stallings is adopted. Senator Moore moves that consideration of the bill, as amended, be postponed until the 10th legislative day of the 1974 Session, seconded by Senator Horton. Senator Moore calls the previous question, seconded by Senator Knox. The call is sustained. The motion prevails and consideration of the bill, as amended, is postponed until the 10th legislative day of the 1974 Session.

H. B. 559, a bill to amend General Statute 105-361 relating to the reporting of taxes due. Senator Robert J. Barker offers an amendment which is held to be material. Senator Deane moves that the amendment do lie upon the table, which motion prevails. Senator Poovey moves that the bill do lie upon the table, which motion fails to prevail. Senator Britt calls the previous question, seconded by Senator Bahakel. The call is sustained. The bill passes its second reading. Upon objection of Senator Robert J. Barker to its third reading, the bill remains on the Calendar.

S. B. 18, Committee Substitute for S. B. 18, a bill to appropriate funds to supplement salaries of law enforcement officers. Upon motion of Senator Scott, the Committee Substitute bill is adopted. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 28, a bill appropriating funds to the Criminal Justice Training and Standards Council for implementaion and administration of the Law Enforcement Officers Minimum Salary Act. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 319, a bill to authorize the inclusion of expenses incurred in the operation of athletic and intramural programs in the school current expense and capital outlay budgets. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, a bill to amend General Statute 115A-5 authorizing community colleges, technical institutes and industrial education centers to teach extension courses at convenient locations away from institution campuses. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 449, a bill to appropriate funds to the Person-Caswell Lake Authority for expansion and maintenance of the recreation park at Hyco Lake. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 536, a bill to provide a reasonable limit on class size in the public school of North Carolina so as to improve instruction. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 538, a bill to regulate the sales of commercial feeds. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 547, a bill to appropriate fifty thousand dollars($50,000) to the Junior Order Children's Home for each of the next two fiscal years. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. J. R. 568, a joint resolution directing the Department of Transportation and Highway Safety to conduct a mass transit study. Upon motion of Senator Scott, the Committee amendment is adopted. The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 620, a bill to appropriate funds for a grant-in-aid to the East Carolina University Summer Theatre. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 755, a bill to amend Article 29C of Chapter 143 of the General Statutes of North Carolina, relating to the establishment of a system of youth councils, to allow the appropriation of State funds for the use of the State Youth Council and the Youth Advisory Board. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 813, a bill to change the manner of application of mentally retarded services' funds. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 814, a bill to amend General Statute 143-127.1 providing for payment of cost of care in State Department of Mental Health facilities. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 853, a bill to appropriate the sum of $50,000 to the Crime Study Commission. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 881, a bill to appropriate funds to the Department of Human Resources for coordinating nutrition programs within State government. Passes its second and third readings and is ordered sent to the House of Representatives.

S. J. R. 882, a joint resolution authorizing and directing the Secretary of Human Resources to coordinate nutrition programs within State government. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 893, a bill to transfer certain functions of the Murdoch Center Mental Retardation Training Institute to the Developmental Disabilities Training Institute at the University of North Carolina at Chapel Hill. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 914, a bill to adjust and fix the compensation to be paid the members of the Council of State. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 946, a bill to repeal Chapter 326 of the 1973 Session Laws of North Carolina. Passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

Upon motion of Senator Allen, the Senate recesses to meet at 2:00 P.M.

AFTERNOON SESSION

The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

REPORT OF COMMITTEE

Senator Kirby for the Committee on Calendar:

H. B. 952, H. B. 1046, H. B. 1081, H. B. 1091, H. B. 1341, with favorable reports.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 429, Committee Substitute No. 2 for S. B. 429, a bill to extend the corporate limits of the town of Carolina Beach by a referendum of the people, upon third reading. The Committee Substitute bill No. 2 passes its third reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Godwin, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Saunders, Sharpe, Lynwood Smith, McNeill Smith, Staton, Taylor, Webster, White, Wilkie, Williamson — 42. Upon motion of Senator Rountree, the Committee Substitute bill No. 2 is ordered sent to the House of Representatives by special messenger.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon second reading. Upon motion of Senator Williamson, consideration of the bill is postponed until Friday, May 18.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs, upon second reading. Upon motion of Senator McNeill Smith, consideration of the bill is postponed until Thursday, May 17.

H. B. 1283, a bill to authorize elections in the town of Littleton to determine whether the town shall be totally located in Warren or Halifax County, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

H. B. 1299, a bill authorizing the governing body of the city of Durham to specially assess benefited property outside the corporate limits for extension of water and sewer systems, upon second reading. The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 48. The bill remains on the Calendar.

S. B. 939, a bill to appoint the Board of Commissioners and Mayor of the town of Cerro Gordo, until the next election. Passes its second and third readings and upon motion of Senator Williamson, is sent to the House of Representatives by special messenger.

H. B. 1324, a bill to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the county board

of education in Jackson County. Passes its second and third readings and is ordered senrolled.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise and amend the General Statutes relating to counties, as amended, upon third reading. Senator Moore moves that consideration of the Committee Substitute bill, as amended, be postponed until the 11th legislative day of the 1974 Session. Senator Mills calls for the "ayes" and "noes". The call is sustained. The motion made by Senator Moore to postpone consideration of the Committee Substitute bill, as amended, fails to prevail by roll call vote, ayes 16, noes 30, as follows: Those voting in the affirmative are: Senators Allsbrook, Robert J. Barker, Folger, Horton, Kirby, Moore, Mullins, Poovey, Rhyne, Rountree, Scott, Lynwood Smith, Somers, Staton, White, Wilkie — 16. Those voting in the negative are: Senators Alford, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Knox, Mauney, Mills, Raynor, Royall, Saunders, Sharpe, McNeill Smith, Stallings, Strickland, Taylor, Webster, Williamson — 30. Senator Mills offers an amendment which is adopted. Senator Coleman offers an amendment which is adopted. Senator Allsbrook offers an amendment which is adopted. Senator Mills calls the previous question, seconded by Senator Crawford. The call is sustained. The Committee Substitute bill, as amended, passes its third reading by roll call vote, ayes 40, noes 7, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Mills, Mullins, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. Those voting in the negative are: Senator Allsbrook, Coleman, Folger, Hughes, Rhyne, Lynwood Smith, Somers — 7. The Committee Substitute bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1107, a bill to establish a commission to license and regulate auctioneers, upon third reading. Upon motion of Senator Moore, consideration of the third reading of the bill is postponed until Thursday, May 17. Senator Knox moves that the vote by which the bill as postponed be reconsidered, which motion prevails, and the bill remains on the Calendar. Senator Knox calls the previous question, seconded by Senator Bahakel. The call is sustained. The bill passes its third reading by roll call vote, ayes 37, noes 8, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kirby, Knox, Moore, Mullins, Raynor, Rountree, Royall, Saunders, Sharpe, Lynwood Smith, Stallings, Staton, Strickland, Webster, Wilkie, Williamson — 37. Those voting in the negative are: Senators Horton, Kincaid, Mauney, Murrow, Poovey, Rauch, Taylor, White — 8. The bill is ordered enrolled.

H. B. 426, a bill amending General Statute 105-369 to exempt counties and the municipalities therein from the provisions of General Statute 105-369 of the Machinery Act of 1971, relating to sales of tax liens on real property by failure to pay taxes, upon the adoption of a resolution by the governing bodies of the

county or the municipalities therein, upon second reading. The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Kincaid, Knox, Mauney, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Williamson — 42. The bill remains on the Calendar.

H. B. 1143, a bill to amend Part 4 and Part 6, of Article 21, of Chapter 143 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Knox, Mauney, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, Williamson — 40. The bill remains on the Calendar.

H. B. 956, a bill to amend General Statute 105-296 to clarify the authority of the county tax supervisor to require information pertinent to the discovery of appraisal of taxable property, upon second reading. The bill passes its second reading by roll call vote, ayes 33, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Mullins, Murrow, Poovey, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, Williamson — 33. Those voting in the negative are: Senators Horton, Rauch, Somers — 3. The bill remains on the Calendar.

S. B. 899, a bill relating to the purchase and development of park lands, recreation areas and other lands in their natural unaltered condition and to the acquisition of other lands and property, as amended, upon third reading. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives without engrossment.

H. B. 274, Committee Substitute for H. B. 274, a bill to increase the penalties for certain violations of the Controlled Substances Act, upon third reading. Senator Mullins offers an amendment which is adopted. Senator Bob L. Barker offers an amendment and calls for the "ayes" and "noes". The call is sustained. The amendment fails of adoption by roll call vote, ayes 17, noes 26, as follows: Those voting in the affirmative are: Senators Bob L. Barker, Crawford, Garrison, Henley, Hughes, Kincaid, Mills, Rauch, Raynor, Rhyne, Rountree, Saunders, Scott, Lynwood Smith, Strickland, Wilkie, Williamson — 17. Those voting in the negative are: Senators Allsbrook, Bagnal, Bahakel, Robert J. Barker, Britt, Butner, Coleman, Deane, Folger, Godwin, Gudger, Harrington, Horton, Kirby, Mauney, Moore, Mullins, Murrow, Poovey, Royall, McNeill Smith, Somers, Stallings, Staton, Webster, White — 26. Senator Rountree offers an amendment which fails of

adoption. Senator Guder calls the previous question, seconded by Senator Rountree. The call is sustained. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment, without objection, by special messenger.

S. B. 216, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113. Upon motion of Senator Gudger, consideration of the bill is postponed indefinitely.

S. B. 656, Committee Substitute for S. B. 656, a bill to amend General Statute 87-43.3 and General Statute 87-44 in order to provide for the licensing of persons engaged in electrical contracting in connection with installing elevators and other similar installations. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 937, a bill to amend the North Carolina State Building Code. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 940, a bill to amend Resolution 80 concerning the establishment of a Mental Health Study Commission to provide that none of the ex officio members of the Commission shall have the right to vote. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 943, a bill to require that certain procedures be followed before reducing the term of employment of occupational education teachers. The bill passes its second reading. Upon objection of Senator Hardison to its third reading, the bill remains on the Clendar.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents. The bill passes its second reading. Upon objection of Senator Rauch to its third reading, the bill remains on the Calendar.

H. B. 275, a bill to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113. Passes its second and third readings and is ordered enrolled.

H. B. 393, a bill to provide for a classification of "exempt" substances under the North Carolina Controlled Substances Act. Passes its second and third readings and is ordered enrolled.

H. B. 394, a bill to provide the procedure to be used for forfeitures under the North Carolina Controlled Substances Act. Passes its second and third readings and is ordered enrolled.

H. B. 456, Committee Substitute for H. B. 456, a bill to authorize expenditures for nursing home care for the medically needy during the last four months of the 1972-73 fiscal year. Passes its second and third readings and is ordered enrolled.

H. B. 468, a bill to restrict the activities of the Department of Corrections laundry services. The bill passes its second reading. Upon objection of Senators Allsbrook and McNeill Smith to its third reading, the bill remains on the Calendar.

H. B. 490, a bill to amend General Statute 20-116(g) to exempt from the provisions thereof trucks hauling silage or other feed grain. Passes its second and third readings and is ordered enrolled.

H. B. 538, Committee Substitute for H. B. 538, a bill to amend General Statute 113-35 so as to provide that forest tree seedlings and seed may be sold to commercial nurserymen by the State under certain circumstances. Passes its second and third readings and is ordered enrolled.

H. B. 545, a bill to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insantiy. Upon motion of Senator Guder, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 555, a bill to amend General Statute 104B-10 to correct a technical error. Passes its second and third readings and is ordered enrolled.

H. B. 570, a bill to lower the number of hours that mental and correctional institution personnel can be required to work during a given week. Passes its second and third readings and is ordered enrolled.

H. B. 581, a bill to amend General Statute 18A-17(14) to authorize the New Hanover County ABC Board to expend up to 15% of the total profits for law enforcement. Passes its second and third readings and is ordered enrolled.

H. B. 664, a bill to rewrite General Statute 152-7(2) to provide for the selection of a jury at a coroner's inquest. Passes its second and third readings and is ordered enrolled.

H. B. 665, a bill to amend General Statute 20-299 to make automobile dealers responsible for acts of their salesmen while acting as their agents. Passes its second and third readings and is ordered enrolled.

H. B. 666, a bill to provide by General Law for the registration of voters on any area proposed for incorporation by the General Assembly. Passes its second and third readings and is ordered enrolled.

S. B. 818, Committee Substitute for S. B. 818, a bill to further effectuate the Reorganization of State Government No. 2. Upon motion of Senator Kirby, the Committee Substitute is adopted and remains on the Calendar.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the Office of the Secretary of State:

S. B. 439, an act to make General Statute 47-108.11 validating instruments where seals have been omitted applicable to instruments registered before January 1, 1969.

S. B. 478, an act to amend the Workmen's Compensation Act regarding medical benefits.

S. B. 480, an act to amend the Wokmen's Compensation Act regarding average weekly wage.

H. B. 22, an act to provide for the appointment of receivers of the estates of armed forces personnel listed as prisoners of war or as missing in action.

H. B. 49, an act to make appropriations to provide capital improvements for State institutions, departments and agenices.

H. B. 392, an act to provide that the State Board of Health has 180 days in which to similarly control a controlled substance as controlled by the federal government.

H. B. 427, an act to amend General Statute 160A-360 to preserve vested rights upon a change in municipal jurisdiction.

H. B. 702, an act to revise and consolidate the charter of the town of Emerald Isle and to repeal prior charter acts.

H. B. 792, an act to authorize the employment of a secretary for the Jackson County Board of Commissioners.

H. B. 1020, an act for the private protective services.

H. B. 1100, an act to amend General Statute 54-21.4 regarding loans by savings and loan institutions.

H. B. 1325, an act to extend the life of the Durham City-County Charter Commission from August 15, 1973 to March 15, 1974.

H. B. 292, an act to require head and rear lamps on motorcycles to be lighted during operation.

S. B. 936, an act to provide for nonpartisan election and runoff election in the town of Farmville.

H. B. 50, an act to make appropriations for current operations of the State departments, institutions, and agenices, and for other purposes.

H. B. 297, an act to provide for the protection and conservation of the natural resources of the State of North Carolina through regulation and control of sources of oil pollution.

H. B. 390, an act to rewrite Article 22 of Chapter 153 of the General Statutes relating to the authority of counties to collect and dispose of garbage and solid waste.

ELECTION OF BOARD OF GOVERNORS OF UNIVERSITY OF NORTH CAROLINA

Pursuant to the nominations made for the Board of Governors of the University of North Carolina at the Joint Session on May 10, 1973, the Senate proceeds to vote by secret ballot.

The ballots are duly tabulated by Senator Strickland and Representative Huskins and the results are announced as follows:

Minority Race Category — Mr. John Winters
Women's Category — Mrs. Hugh Morton
At-Large Category — Mr. Hugh Cannon
— Dr. Amos Neil Johnson and
Mr. George M. Wood — tie vote

In accordance with Senate Rule No. 11, the President breaks the tie vote by casting a vote for Mr. George M. Wood.

Upon motion of Senator Strickland, the election of the above-named individuals to the Board of Governors of the University of North Carolina is approved by roll call vote as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Knox, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Staton, Strickland, Taylor, Webster, Williamson — 41.

Upon motion of Senator Strickland, a message is ordered sent to the House of Representatives, by special messenger, informing that Honorable Body of the results of the election to the Board of Governors of the University of North Carolina.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 9:00 A.M.

NINETY-SECOND DAY

SENATE CHAMBER,
Thursday, May 17, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Dr. John Weems, President of Meredith College.

Senator Henley for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Staton for today and tomorrow, May 18.

S. B. 681,
S. B. 682, upon motion of Senator Allen, S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes, relating to water and air pollution and S. B. 682, a bill to amend Part 1 and adding a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and granting of variances, and certain other amendments to the water and air pollution laws, are withdrawn from the Committee on Calendar and placed on today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Scott, for the Committee on Appropriations:

S. B. 824, a bill to authorize the State Department of Social Services to adjust rates in licensed rest homes to offset added costs of minimum wage laws, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon today's Calendar.

By Senator Allsbrook, for the Committee on Judiciary No. 1:

H. B. 396, a bill to provide that the North Carolina Drug Authority is the single State agency to handle federal funds for drug abuse prevention, with a favorable report.

H. B. 601, a bill to amend the laws governing perpetual care cemeteries to require that income from perpetual care funds be used for upkeep and maintenance and to provide for enforcement by the burial commissioner, with a favorable report, as amended.

H. B. 600, a bill to extend the home solicitation sale provisions of Chapter 25A to preneed purchases of cemetery merchandise and services, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 908, a bill to amend portions of the State Immunization Law, for concurrence in the House amendment. Upon motion of Senator Robert J. Barker, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 157, Committee Substitute for S. B. 157, a bill to amend General Statute 14-17, murder defined and punishment provided for murder, burglary and arson, for concurrence in the House amendments. Senator Allsbrook moves that the Senate do not concur in the House amendments and that a conference committee be appointed, which motion prevails. A message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 723, Committee Substitute for H. B. 723, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959 to authorize the city of Greensboro to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the State Highway Commission. Referred to Committee on Calendar.

H. B. 1208, a bill to modify the definitions of public service companies subject to appraisal by the State Board of Assessment. Referred to Committee on Calendar.

H. J. R. 1336, a joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of intoxicating liquor of the State of North Carolina in order to make recommendations to the State A. B. C. Board, as well as the General Assembly. Referred to Committee on Calendar.

H. B. 1309, a bill to amend Chapter 105, Section 303, of the North Carolina General Statutes. Referred to Committee on Calendar.

H. B. 1307, a bill to amend Chapter 105, Section 312, of the North Carolina General Statutes. Referred to Committee on Calendar.

H. B. 1308, a bill to amend Chapter 105, Section 374, of the North Carolina General Statutes. Referred to Committee on Calendar.

H. B. 1128, Committee Substitute for H. B. 1128, a bill to further effectuate the reorganization of State Government No. 3. Referred to Committee on Calendar. Upon motion of Senator Rauch, the rules are suspended, and the Committee Substitute bill is taken from the Committee on Calendar and placed upon today's Calendar.

H. B. 280, a bill to provide financial support for consolidation of public health services and upgrading of public health personnel. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 378, a bill appropriating supplementary funds to the North Carolina Agricultural Experiment Station for research studies on the impact of environmental and biological factors of apple production in North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 380, a bill to authorize the merger of Mitchell College of Iredell County into the North Carolina Community College system and to provide funds for converting it to a comprehensive community college. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 471, a bill to provide scholarships for children of prisoners of war and missing in action veterans. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 486, a bill to amend Chapter 118 of the General Statutes of North Carolina relating to the firemen's pension fund. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 518, a bill appropriating one million dollars, on a matching basis, to counties and municipalities maintaining carrier airports. Upon motion of Senator Scott, the rules are suspended, and the bill is placed upon the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 546, a bill to provide direct grants for community programs for emotionally disturbed children. Upon motion of Senator Scott, the rules

are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 549, Committee Substitute for H. B. 549, a bill to provide for the public school education of children with learning disabilities in North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 556, a bill to amend Article 18 of Chapter 116 of the General Statutes of North Carolina with respect to credit on scholarship loans for teaching in schools on military reservations. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 593, a bill to appropriate to the Legislative Services Commission funds to produce an informational movie of the North Carolina legislative process. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 611, a bill to appropriate $841,438 to the Department of Human Resources to support a program of improved medical service and education in Eastern North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 791, a bill to amend Article 22 of Chapter 115 of the General Statutes to provide for the transportation of elementary and high school students in separate buses. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 867, a bill to provide for an increase in pensions and retirement allowances paybale to certain former teachers and State employees. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 898, a bill to appropriate funds to the Uniform Judicial Retirement System. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1148, a bill to appropriate sixty thousand dollars to Alexander Schools, Inc., Union Mills, North Carolina, to construct a student center. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the

Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 73, Committee Substitute for H. B. 73, a bill to amend General Statute 7A-101 concerning the compensation of clerks of suprior court and General Statute 7A-172 concerning the compensation of magistrates. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 96, a bill to allow law enforcement officers to transfer membership in the Teachers' and State Employees' Retirement System or the Local Governmental Employees' Reitrement System to the Law Enforcement Officers' Benefit and Retirement Fund. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 853, Committee Substitute for H. B. 853, a bill to establish a State drug education program. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 854, Committee Substitute for H. B. 854, a bill providing that all appropriated drug abuse program monies from the North Carolina General Assembly or the United States Congress be approved by the North Carolina Drug Authority. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 906, Committee Substitute for H. B. 906, a bill to appropriate funds for the establishment of a drug and alcohol addiction treatment center within the sanatorium system. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 917, a bill to afford indigent persons legal representation in actions designed to judicially commit them to mental hospitals. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1014, a bill to provide an economic development program to aid fishermen of North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1114, Committee Substitute for H. B. 1114, a bill to be known as the North Carolina Environmental Education Act of 1973. Upon motion of

Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1144, a bill appropriating funds to the Department of Art, Culture and History for the establishment of a Theater Arts Division. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1154, a bill to appropriate funds as matching funds to assist in the construction of a building to be known as the Cherokee Indian Museum and Cultural Center. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1177, Committee Substitute for H. B. 1177, a bill to appropriate funds for improving the ferry service between the offshore islands and the North Carolina mainland. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1236, a bill to approriate $85,000 to the Tory Hole Recreation Park in Bladen County. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1237, a bill to approriate funds to the Department of Human Resources for the establishment and operation, within the Department, of a Rural Community Health Assistance Division, and for the carrying out of the lawful programs of that Division. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1317, a bill to amend Article 38B of Chapter 115 of the General Statutes relating to education expense grants for exceptional children. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1319, a bill to amend Article 3 of Chapter 20 relating to the Motor Vehicle Act of 1937. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1331, a bill authorizing the Department of Human Resources to establish a pre-school satellite program for the deaf and educationally hard-of-hearing children in the State. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration.

Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1332, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a self-liquidating project. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 32, Committee Substitute for H. B. 32, a bill to establish a council on sickle cell syndrome and related genetic disorders and to authorize the State Board of Health to establish programs for education, testing and counseling for sickle cell syndrome and related genetic disorders. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 127, Committee Substitute for H. B. 127, a bill to establish state-wide public kindergarten programs in all county and city school administrative units. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 573, a bill to consolidate the two campuses of the Governor Morehead School into the Ashe Avenue, Raleigh, North Carolina campus. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 888, a bill to provide additional State financing to community colleges, technical institutes and industrial education centers which serve four or more counties. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 937, a bill to amend Article 8 of Chapter 131 of the General Statutes to provide for the treatment of tuberculosis and cancer at Western North Carolina Hospital and to appropriate funds. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 969, a bill to increase the per diem and mileage allowance payable to State employees. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 921, a bill to appropriate the sum of one million dollars to implement an emergency medical services program within the Department of Human Resources. Upon motion of Senator Scott, the rules are suspended, and the

bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1096, a bill to appropriate funds to renovate the Governor's Mansion and to make it suitable as both a public residence and a private residence for the Governor. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 974, a bill to appropriate funds to the Carolina Population Center. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. The bill passes its second reading. Senators Rhyne and Somers request to be recorded as voting "no". Senator Rhyne calls for the "ayes" and the "noes" on the third reading of the bill. The call is sustained. The bill passes its third reading by roll call vote, ayes 36, noes 7, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Royall, Saunders, Scott, McNeill Smith, Lynwood Smith, Stallings, Strickland, Webster, White, Williamson — 36. Those voting in the negative are: Senators Folger, Hughes, Kincaid, Rhyne, Sharpe, Somers, Wilkie — 7. The bill is ordered enrolled.

H. B. 89, Committee Substitute for H. B. 89, a bill to provide a death benefit for dependents of law enforcement officers, firemen and rescue squad workers. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 97, Committee Substitute for H. B. 97, a bill appropriating funds to the State Auditor for the Law Enforcement Officers' Benefit and Retirement Fund for the implementation of a revised benefit and retirement plan. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 307, Committee Substitute for H. B. 307, a bill to provide State grants to aid construction of capital improvements at institutions of the community college system. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 512, a bill to appropriate funds for incentive payments to doctors who will practice in medically deprived areas. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 577, Committee Substitute for H. B. 577, a bill for construction and for renovation of community developmental disabilities facilities in Cumberland County, so as to provide day care and sheltered work activity services to developmental disabled children and adults. Upon motion of Senator Scott, the rules are suspended, and the Committee Substitute bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 639, a bill to establish a Uniform Judicial Retirement System. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 970, a bill to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1097, a bill to rewrite General Statute 115-157 to provide 10 months employment for all regular State allotted teachers; 12 months employment for all supervisors and classified principals; 10 months employment for janitors and maids; and to appropriate funds to provide for these purposes. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate consideration. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

SPECIAL ORDER NO. 1

H. B. 415, Committee Substitute for H. B. 415

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 415, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, upon second reading. The Committee Substitute bill passes its second reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, White — 38. The Committee Substitute bill remains upon the Calendar as Special Order No. 1.

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility of hold elective office by all qualified voters, for concurrence in the House amendments. Senator McNeill Smith moves that the Senate do concur in the House amendment No. 1. Senator McNeill Smith calls the

previous question, seconded by Senator Knox. The call is sustained. Senator McNeill Smith calls for the "ayes" and "noes". The call is sustained. The Senate fails to concur in House amendment No. 1 by roll call vote, ayes 8, noes 39, as follows: Those voting in the affirmative are: Senators Coleman, Deane, Knox, Mullins, Murrow, Scott Lynwood Smith, McNeill Smith — 8. Those voting in the negative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Crawford, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Sharpe, Somers, Stallings, Strickland, Webster, White, Wilkie, Williamson — 39. Upon motion of Senator McNeill Smith, the Senate does not concur in House amendments Nos. 2, 3, and 4. Senator McNeill Smith moves that a conference committee be requested, which motion prevails. A message is ordered sent to the House of Representatives informing that Honorable Body of the Senate's action in this matter.

H. B. 1283, a bill to authorize elections in the town of Littleton to determine whether the town shall be totally located in Warren or Halifax County, upon third reading. The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Strickland, White — 36. The bill is ordered enrolled.

H. B. 1299, a bill authorizing the governing body of the city of Durham to specially assess benefited property outside the corporate limits for extension of water and sewer systems, upon third reading. The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Poovey, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, Somers, Stallings, Strickland, White — 36. The bill is ordered enrolled.

S. B. 944, a bill to amend the laws relating to the taxation and regulation of professional bondsmen in Cumberland County. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 426, a bill amending General Statute 105-369 to exempt counties and the municipalities therein from the provisions of General Statute 105-369 of the Machinery Act of 1971, relating to sales of tax liens on real property for failure to pay taxes, upon the adoption of a resolution by the governing bodies of the county or the municipalities therein, upon third reading. The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 41. The bill is ordered enrolled.

H. B. 956, a bill to amend General Statute 105-296 to clarify the authority of the county tax supervisor to require information pertinent to the discovery of appraisal of taxable property, upon third reading. The bill passes its third reading by roll call vote, ayes 38, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Raynor, Royall, Saunders, Sharpe, Lynwood Smith, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 38. Those voting in the negative are: Senators Folger, Rauch, Somers — 3. The bill is ordered enrolled.

H. B. 1143, a bill to amend Part 4 and Part 6, of Article 21, of Chapter 143 to provide for the State to enter into contractural agreements with the United States government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances, upon third reading. The bill passes its third reading by roll call vote, ayes 31, noes 10, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Kirby, Knox, Mauney, Moore, Mullins, Raynor, Rountree, Royall, Saunders, Scott, Lynwood Smith, Stallings, White, Williamson — 31. Those voting in the negative are: Senators Horton, Hughes, Mills, Poovey, Rhyne, Sharpe, Somers, Taylor, Webster, Wilkie — 10. The bill is ordered enrolled.

H. B. 1289, a bill amending General Statute 116-191 so as to permit the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, upon second reading. The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Horton, Hughes, Kirby, Mauney, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Lynwood Smith, McNeill Smith, Somers, Stallings, Taylor, Webster, White, Wilkie, Williamson — 37. The bill remains upon the Calendar.

H. B. 1292, a bill amending General Statute 116-41.4 to permit the issuance of not in excess of $13,000,000 revenue bonds and the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, upon second reading. The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Gudger, Hardison, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Moore, Mullins, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Williamson — 40. The bill remains upon the Calendar.

S. B. 943, a bill to require that certain procedures be followed before reducing the term of employment of occupational education teachers, upon third reading. Senator Hardison offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, without engrossment.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, upon third reading. Senator Rauch offers an amendment. Senator Knox calls the previous question, seconded by Senator Rountree. The call is sustained. Senator Coleman calls for the "ayes" and "noes" on the amendment offered by Senator Rauch. The call is sustained. The amendment offered by Senator Rauch fails of adoption by roll call vote, ayes 15, noes 30, as follows: Those voting in the affirmative are: Senators Alford, Robert J. Barker, Blanchard, Godwin, Hardison, Harrington, Henley, Horton, Hughes, Mauney, Poovey, Rauch, Sharpe, Somers, White — 15. Those voting in the negative are: Senators Allen, Bagnal, Bahakel, Bob L. Barker, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Kincaid, Kirby, Knox, Mills, Moore, Mullins, Murrow, Raynor, Rhyne, Rountree, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Taylor, Webster, Wilkie, Williamson — 30. Senator Mullins offers an amendment. Senator Deane moves that the amendment offered by Senator Mullins do lie upon the table, which motion fails to prevail. Senator Williamson calls for the "ayes" and "noes" on the amendment offered by Senator Mullins. The call is sustained. Senator Knox calls the previous question, seconded by Senator Williamson. The call is sustained. The amendment offered by Senator Mullins fails of adoption by roll call vote, ayes 22, noes 25, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Robert J. Barker, Blanchard, Butner, Folger, Godwin, Hardison, Harrington, Henley, Horton, Kincaid, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Sharpe, Somers, White, Wilkie — 22. Those voting in the negative are: Senators Allen, Allsbrook, Bagnal, Bob L. Barker, Coleman, Crawford, Deane, Garrison, Gudger, Hughes, Kirby, Knox, Murrow, Raynor, Rhyne, Rountree, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, Williamson — 25. Senator Knox calls the previous question, seconded by Senator Crawford. The call is sustained. Senator Rauch calls for the "ayes" and "noes" on the bill. The call is sustained. The bill passes its third reading by roll call vote, ayes 44, noes 3, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Rhyne, Rountree, Royall, Scott, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, Webster, White, Wilkie, Williamson — 44. Those voting in the negative are: Senators Poovey, Sharpe, Somers — 3. The bill is ordered enrolled.

H. B. 468, a bill to restrict the activities of the Department of Corrections laundry services, upon third reading. Senator Allsbrook offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered without objection, sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

H. B. 559, a bill to amend General Statute 105-361 relating to the reporting of taxes due, upon third reading. The bill passes its third reading and is ordered enrolled. Senator Poovey request to be recorded as voting "no".

S. B. 143, a bill to amend General Statute 163-160 of the General Statutes so as to require voting machines to be distributed in precincts in accordance

with the number of registered voters therein. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1128, Committee Substitute for H. B. 1128, a bill to further effectuate the reorganization of State Government No. 3. Passes its second and third readings and is ordered enrolled.

S. B. 818, Committee Substitute for S. B. 818, a bill to further effectuate the reorganization of State Government No. 2. Upon motion of Senator Bob L. Barker, consideration of the Committee Substitute bill is postponed indefinitely.

S. B. 271, a bill to authorize counties, cities and other units of local government to create purchase money security interests in real and personal property. Upon motion of Senator Stallings, consideration of the bill is postponed until the 10th Legislative Day of the 1974 Session.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message from the House of Representatives is received:

HOUSE OF REPRESENTATIVES,
May 17, 1973.

H. B. 23

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 23, "a bill to be entitled an act to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

REPORT OF CONFEREES

H. B. 23

Senator Allsbrook, for the conference committee appointed to consider and resolve the differences arising between the Senate and the House of Representatives on H. B. 23, a bill to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, the Conferees appointed to consider and resolve the differences between the two bodies with respect to House Bill 23, "A bill to be entitled an act to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement," beg leave to report as follows:

The Conferees agree that the Senate recede from its amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 17th day of May, 1973.

JULIAN R. ALLSBROOK
HAMILTON C. HORTON, JR.
JOSEPH B. RAYNOR, JR.
Conferees for the Senate

JOHN S. STEVENS
DWIGHT W. QUINN
DAVID BLACKWELL
Conferees for the House of Representatives

Upon motion of Senator Allsbrook, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of this action.

Upon motion of Senator Allen, the Senate recesses to meet at 2:00 P.M.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, May 17, 1973.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor James B. Hunt, Jr.

H. B. 1269. Senator Kirby moves that H. B. 1269, a bill to bar the defense of failure to render timely proof of loss on fire insurance policies upon the showing of good cause and lack of substantial harm to insurer, be taken from the Calendar and placed in a Judiciary Committee, which motion prevails. The President refers the bill to the Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 993, a bill to appropriate $3,316,850.30 from the General Fund for the benefit of the National Driving Center Foundation, Inc. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1045, a bill to appropriate funds for the establishment of a State-wide archaeological program. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1123, a bill to establish a reserve fund to create an additional degree-granting school of medicine within the University of North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed

on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1259, a bill to increase the salary of the Governor of the State of North Carolina to forty-five thousand dollars. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1145, a bill to provide that the University of North Carolina at Wilmington shall receive copies of publications of State officials and department heads. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

H. B. 1194, a bill to amend the General Statutes of North Carolina so as to provide pensions for members of the National Guard of North Carolina. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled. Senator Somers requests to be recorded as voting "no".

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan, upon third reading. Senator Allen offers an amendment which is adopted. Senator Allen offers a second amendment which is adopted. Senator Allen offers a third amendment which is adopted. Senator Allen offers a fourth amendment which is adopted. Senator Kirby offers an amendment which is adopted. Senator Rhyne offers an amendment and calls for the "ayes" and "noes". The call is sustained. The amendment offered by Senator Rhyne is adopted by roll call vote, ayes 25, noes 20, as follows: Those voting in the affirmative are: Senators Allen, Bob L. Barker, Robert J. Barker, Blanchard, Coleman, Deane, Folger, Garrison, Henley, Kincaid, Knox, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Scott, Sharpe, McNeill Smith, Somers, Stallings, Taylor, Wilkie, Williamson — 25. Those voting in the negative are: Senators Alford, Bagnal, Bahakel, Britt, Butner, Godwin, Gudger, Hardison, Harrington, Horton, Kirby, Mauney, Mills, Moore, Royall, Saunders, Lynwood Smith, Strickland, Webster, White — 20. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House for concurrence in the Senate amendments.

S. B. 826, a bill to amend Chapter 147, Section 50, of the North Carolina General Statutes relating to distribution of publications of State officials. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 827, a bill to amend Chapter 147, Section 45, of the North Carolina General Statutes relating to distribution of the State publications. Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 855, a bill to change the names of North Carolina Sanatorium for the Treatment of Tuberculosis to McCain Hospital and Gravely Sanatorium at Chapel Hill to Gravely Hospital. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 374, Committee Substitute for H. B. 374, a bill to change the primary election to June. Upon motion of Senator Moore, consideration of the Committee Substitute bill and amendment is postponed until Friday, May 18.

H. B. 591, a bill to provide that counties shall pay certain benefits for nursing home care. Upon motion of Senator Scott, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

H. B. 618, Committee Substitute for H. B. 618, a bill to alter the membership of the Board of Trustees of the Teachers' and State Employees' Retirement System. Upon motion of Senator Somers, consideration of the Committee Substitute bill is postponed indefinitely.

H. B. 635, a bill to provide for settlement of tort claims by the attorney general. Upon motion of Senator Kirby, consideration of the bill is postponed until Friday, May 18 and made Special Order No. 2.

H. B. 659, a bill to make the requirement of an annual health physical for barbers optional. Passes its second and third readings and is ordered enrolled.

H. B. 672, a bill to extend the limitation on tort claims to three years from accrual thereof. Upon motion of Senator Kirby, consideration of the bill is postponed until Friday, May 18 and made Special Order No. 3.

H. B. 697, Committee Substitute for H. B. 697, a bill to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities. Senator McNeill Smith withdraws his amendment offered in Committee. Senator Moore offers an amendment. Senator Coleman calls for the "ayes" and "noes" on Senator Moore's amendment. The call is sustained. Senator Moore calls the previous question, seconded by Senator Knox. The call is sustained. Senator Moore's amendment is adopted by roll call vote, ayes 28, noes 10. Those voting in the affirmative are: Senators Allsbrook, Bagnal, Bahakel, Robert J. Barker, Britt, Butner, Crawford, Godwin, Gudger, Hardison, Henley, Horton, Hughes, Kincaid, Knox, Moore, Mullins, Poovey, Rauch, Rhyne, Royall, Scott, Sharpe, Somers, Strickland, Taylor, White, Williamson — 28. Those voting in the negative are: Senators Alford, Blanchard, Coleman, Deane, Garrison, Kirby, Murrow, Saunders, McNeill Smith, Webster — 10. The following pair is announced: Senators Folger "aye", Bob L. Barker "no". The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

H. B. 712, a bill to amend General Statute 18A-15(12) concerning notification by the State Board of Alcoholic Control to local tax officials and ABC enforce-

ment officers when a new permit is issued. Passes its second and third readings and is ordered enrolled.

H. B. 713, a bill to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis. Senator Hughes offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

H. B. 715, a bill to authorize municipalities to participate in community action and manpower programs. Passes its second and third readings and is ordered enrolled.

H. B. 716, a bill to provide for the organizational meeting of newly elected city councils. Passes its second and third readings and is ordered enrolled.

H. J. R. 726, a joint resolution to direct the Legislative Research Commission to study certain phases of the retirement system and to report to the 1974 Session of the General Assembly. Passes its second and third readings and is ordered enrolled.

H. B. 728, a bill to authorize municipalities to undertake programs for the prevention and treatment of drug abuse. Passes its second and third readings and is ordered enrolled.

H. B. 729, a bill to clarify the provisions of Chapter 160A of the General Statutes with respect to qualifications for elective office. Passes its second and third readings and is ordered enrolled.

H. B. 735, a bill to amend General Statute 47-108.11 to validate instruments regarding real property registered prior to January 1, 1969, which do not contain seals. Upon motion of Senator Britt, consideration of the bill is postponed indefinitely.

H. B. 743, a bill to amend General Statute 58-260 with regard to payment of disability payments under certain policies of insurance. Passes its second and third readings and is ordered enrolled.

H. B. 744, a bill to amend General Statute 57-1 to include chiropractors. Passes its second and third readings and is ordered enrolled.

H. B. 780, a bill to amend Article 2 of Chapter 106 of the General Statutes, the North Carolina Fertilizer Law of 1947. Passes its second and third readings and is ordered enrolled.

H. B. 785, Committee Substitute for H. B. 785, a bill to provide for discretionary pre-sentence investigation of first and subsequent convictions of D.U.I. Passes its second and third readings and is ordered enrolled.

H. B. 786, a bill to rewrite General Statute 95-17 which provides limitation upon hours of employment; to repeal General Statute 95-18(4); to repeal General Statute 95-27 which limits hours of employment for women; and to repeal General Statute 95-29 which requires that seats be furnished women employees. Upon motion of Senator Knox, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 797, a bill to provide for the appointment and qualifications of a commissioner of mental health and for administrators and chiefs of medical services of mental hospitals and residential centers for the mentally retarded. Passes its second and third readings and is ordered enrolled. Upon motion of Senator Raynor, the vote by which the bill passed its third reading is reconsidered and the bill remains on the Calendar.

H. B. 806, a bill to provide for the distribution of funds to area mental health programs. Passes its second and third readings and is ordered enrolled.

H. B. 861, a bill to assess attorney fees, restore moneys, and to provide penalties in deceptive practice actions. Passes its second and third readings and is ordered enrolled.

H. B. 869, a bill to clarify the status of property taxes pending decision on appeal to State Board of Assessment. Passes its second and third readings and is ordered enrolled.

H. B. 885, a bill to amend General Statute 112-35.19(2) concerning budgeting procedures. Upon motion of Senator Allsbrook, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 903, a bill to amend General Statute 1-75.10 to provide a method of proof of service of process by registered mail. Passes its second and third readings and is ordered enrolled.

H. B. 934, a bill to authorize payments from the State Fund for Medical Assistance to Intermediate Care Facilities. Passes its second and third readings and is ordered enrolled.

H. B. 935, a bill to prescribe limitations on eligibility for State Foster Home Fund benefits. Passes its second and third readings and is ordered enrolled.

H. B. 1326, a bill to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds. Upon motion of Senator Crawford, consideration of the bill is postponed indefinitely.

H. B. 1341, a bill to correct a technical error in Chapter 433 of the 1973 Session Laws relating to the charter of the town of Hildebran, upon second reading. The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Somers, Stallings, Strickland, Taylor, Webster, White, Wilkie — 41. The bill remains on the Calendar.

S. B. 824, a bill to authorize the State Department of Social Services to adjust rates in licensed rest homes to offset added costs of minimum wage laws. Passes its second and third readings and is ordered sent to the House of Representatives.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

S. B. 157
Committee Substitute for S. B. 157

HOUSE OF REPRESENTATIVES,
May 17, 1973.

Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendments to Senate Bill 157 (Committee Substitute), "a bill to be entitled an act to amend General Statute 14-17 murder defined and punishment provided for murder, burglary and arson", the Speaker has appointed as conferees on the part of the House, Representatives Stevens of Buncombe, Arnold and Josey, to act with a like committee on the part of the Senate to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints Senators Allsbrook, Godwin and Gudger as a committee on the part of the Senate to act with the committee of the House to adjust the differences arising over Committee Substitute for S. B. 157.

HOUSE OF REPRESENTATIVES,
May 17, 1973.

S. B. 284
Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House amendments to Senate Bill 284, "a bill to be entitled an act to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters, the Speaker has appointed as conferees on the part of the House, Representatives Gilmore, Johnson of Wake and Harris, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 17, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has elected the following persons to the Board of Governors of the University of North Carolina:

Mr. T. Worth Coltrane
Mr. Philip G. Carson
Mr. Luther H. Hodges, Jr.
Mr. David J. Whichard, II

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 174

Senator Bagnal, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 174, a bill to clarify the authority of the State to make payments in lieu of taxes on certain timberlands, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two Bodies on House Bill 174, a bill to be entitled an act to clarify the authority of the State to make payments in lieu of taxes on certain timberlands, wish to report as follows:

The Conference Committee agreed to the passage of House Bill 174 as originally introduced with the following amendment:

Amend House Bill 174 on page 1, lines 11 through 15, by rewriting to read as follows:

"timberlands are situated payments in lieu of property taxes computed according to one of the following methods:

(1) Fifteen percent (15%) of the proceeds of the gross sales of trees, timber, pulpwood, pine needles and other forest products from the timberlands in the county during the Calendar year; or

(2) The amount of tax that would be imposed on the timberlands, exclusive of improvements, in the county in which they are situated if the timberlands were taxable. The State department or agency shall notify the county tax supervisor of its election with respect to each State forest on or before September 1, 1973, or within thirty days of the acquisition of additional timberlands. When received, such payments in lieu of taxes shall be deposited in the county's general fund."

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 17th day of May, 1973.

RESPECTFULLY SUBMITTED,
HARRY S. BAGNAL
LUTHER J. BRITT, JR.
WESLEY D. WEBSTER
Conferees on the part of the Senate

T. CLYDE AUMAN
CHRIS S. BARKER, JR.
E. LAWRENCE DAVIS
Conferees on the part of the House of Representatives

Upon motion of Senator Britt, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 94, an act to amend Article 20 of Chapter 163 of the General Statutes so as to permit absentee voting.

H. B. 332, an act to define a consolidated city-county; to authorize the governing board of a consolidated city-county to define, extend, consolidate and abolish urban service districts; to authorize the governing board of a consolidated city-county to levy taxes within urban service districts; and to set forth the debt limits and procedures for a consolidated city-county.

H. B. 519, an act authorizing counties to regulate activities in the Atlantic Ocean.

H. B. 520, an act authorizing the cities to regulate activities in the Atlantic Ocean.

H. B. 275, an act to make clarifying and technical changes in regard to controlled substances and to repeal General Statute 90-113.

H. B. 393, an act to provide for a classification of "exempt" substances under the North Carolina Controlled Substances Act.

H. B. 394, an act to provide the procedure to be used for forfeitures under the North Carolina Controlled Substances Act.

H. B. 443, an act to provide for additional powers for committees of the General Assembly.

H. B. 456, an act to authorize expenditures for nursing home care for the medically needy during the last four months of the 1972-73 fiscal year.

H. B. 460, an act to create a North Carolina Appalachian Trail System and to provide for the designation, acquisition, administration, and regulation of recreation, scenic and connecting or side trails and trail rights-of-way.

H. B. 490, an act to amend General Statute 20-116(g) to exempt from the provisions thereof trucks hauling silage or other feed grain.

H. B. 538, an act to amend General Statute 113-35 so as to provide that forest tree seedlings and seed may be sold to commercial nurserymen by the State under certain circumstances.

H. B. 555, an act to amend General Statute 104B-10 to correct a technical error.

H. B. 570, an act to lower the number of hours that mental and correctional institution personnel can be required to work during a given week.

H. B. 581, an act to amend General Statute 18A-17(14) to authorize the New Hanover County ABC Board to expend up to 15% of the total profits for law enforcement.

H. B. 666, an act to provide by general law for the registration of voters in any area proposed for incorporation by the General Assembly.

H. B. 1107, an act to establish a commission to license and regulate auctioneers.

H. B. 1324, an act to fill a current vacancy and to amend Section 5, Chapter 314, Session Laws of 1961, with respect to filling vacancies of the County Board of Education in Jackson County.

S. B. 227, an act to provide equity between State and national banks as to reserve requirements in North Carolina.

S. B. 504, an act to amend General Statute 153-9(17) relating to the closing of public ways.

S. B. 537, an act to amend Article 4C of Chapter 106 of the General Statutes, the Structural Pest Control Act.

H. B. 426, an act amending General Statute 105-369 to exempt counties and the municipalities therein from the provisions of General Statute 105-369 of the Machinery Act of 1971, relating to sales of tax liens on real property for failure to pay taxes, upon the adoption of a resolution by the governing bodies of the county or the municipalities therein.

H. B. 664, an act to rewrite General Statute 152-7(2) to provide for the selection of a jury at a coroner's inquest.

H. B. 665, an act to amend General Statute 20-299 to make automobile dealers responsible for acts of their salesmen while acting as their agents.

H. B. 956, an act to amend General Statute 105-296 to clarify the authority of the county tax supervisor to require information pertinent to the discovery of appraisal of taxable property.

H. B. 974, an act to appropriate funds to the Carolina Population Center.

H. B. 1123, an act to establish a reserve fund to create an additional degree-granting school of medicine within the University of North Carolina.

S. B. 519, an act to amend General Statute 143-135 relating to the letting of public contracts by the city of Charlotte.

S. B. 523, an act to make clarifying amendments to the levy and release-refund provisions of the Machinery Act of 1971.

S. B. 808, an act authorizing the Craven County Board of Education to lease certain real property to the Neuse River Water and Sewage Association, Inc., for a period not to exceed forty years.

S. B. 879, an act to provide for a referendum to determine whether the High Point City Board of Education shall be elected by the people or appointed.

S. B. 925, an act making lawful all marriage ceremonies performed in the sanctuary of the Friedburg Moravian Church, regardless of whether the marriage license was issued in Forsyth or Davidson County.

S. B. 926, an act to authorize the town of Carrboro to convey certain property to the South Orange Rescue Squad, Inc.

S. B. 931, an act to authorize the Board of Trustees of Western Carolina University to cooperate with Jackson County in the development of a county-wide sewer system — transfer of funds.

H. B. 32, an act to establish a council on sickle cell syndrome and related genetic disorders and to authorize the State Board of Health to establish programs for education, testing and counseling for sickle cell syndrome and related genetic disorders.

H. B. 73, an act to amend General Statute 7A-101 concerning the compensation of clerks of superior court and General Statute 7A-172 concerning the compensation of magistrates.

H. B. 96, an act to allow law enforcement officers to transfer membership in the Teachers' and State Employees' Retirement System or the Local Governmental Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 280, an act to provide financial support for consolidation of public health services and upgrading of public health personnel.

H. B. 378, an act appropriating supplementary funds to the North Carolina Agricultural Experiment Station for research studies on the impact of environmental and biological factors of apple production in North Carolina.

H. B. 380, an act to authorize the merger of Mitchell College of Iredell County into the North Carolina Community College System and to provide funds for converting it to a comprehensive community college.

H. B. 471, an act to provide scholarships for children of prisoners of war and missing in action veterans.

H. B. 486, an act to amend Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Pension Fund.

H. B. 518, an act appropriating one million dollars, on a matching basis, to counties and municipalities maintaining carrier airports.

H. B. 549, an act to provide for the public school education of children with learning disabilities in North Carolina.

H. B. 556, an act to amend Article 18 of Chapter 116 of the General Statutes of North Carolina with respect to credit on scholarship loans for teaching in schools on military reservations.

H. B. 573, an act to consolidate the two campuses of the Governor Morehead School into the Ashe Avenue, Raleigh, North Carolina, campus.

H. B. 593, an act to appropriate to the Legislative Services Commission funds to produce an informational movie of the North Carolina Legislative process.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 9:00 A.M.

NINETY-THIRD DAY

SENATE CHAMBER,
Friday, May 18, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by the Reverend John W. Cobb, Pastor of Holy Trinity Lutheran Church.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Garrison for Monday, May 21.

H. B. 212, Committee Substitute for H. B. 212. Senator Knox moves that a message be sent to the House of Representatives requesting the return of Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan, for further consideration by the Senate. Senator Knox calls the previous question, seconded by Senator Crawford. The call is sustained. Senator Rhyne calls for the "ayes" and "noes". The call is sustained. The motion prevails by roll call vote, ayes 25, noes 14, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Garrison, Godwin, Gudger, Harrington, Henley, Kincaid, Kirby, Knox, Mills, Moore, Raynor, Royall, Scott, Sharpe, Lynwood Smith, Strickland — 25. Those voting in the negative are: Senators Deane, Folger, Horton, Hughes, Mauney, Mullins, Poovey, Rauch, Rhyne, McNeill Smith, Stallings, White, Wilkie, Williamson — 14. A message is ordered sent to the House of Representatives requesting the return of the bill.

H. B. 154, upon motion of Senator Godwin, H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, is ordered recalled from the Enrolling Office.

S. B. 284, a bill to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters. The President appoints Senators McNeill Smith, Crawford and Hardison as a Conference Committee on the part of the Senate to act with a like committee on the part of the House of Representatives to resolve the differences between the two Bodies on S. B. 284.

The President recognizes the following pages for their services this week: Joseph Wade Degraffrenreidt III, Chapel Hill; William Brooks Pomeranz, Sanford; Jackqueline Hicks, Charlotte; Angela Wilson, Charlotte; Pam Edmondson, Bethel; Ann Thomas, Chapel Hill; Elliott Cohen, Charlotte; Susan Stamey, Raleigh; Richard Pearson, Clinton; Ed Turlington, Clinton; William H. Cullifer, Lewiston; Ben Fountain III, Cary; Caroline Hodgkins, Durham; Howard

Barnhill, Jr., Charlotte; Christopher Ingram, Raleigh; Gregory Ingram, Raleigh; Susan Bowers, Raleigh; Sharon Kimberly Howard, Pope Air Force Base; John Randolph Ingram II, Asheboro; Beverly Brown Ingram, Asheboro; Marcella Murphy, Raleigh; Marty Garmon, Cary; Joel Long, Hillsborough; Noel Lee, Chapel Hill; Jane Foy, Tryon; Reginal Lowery, Charlotte.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 416, House Committee Substitute for S. B. 416, a bill to provide for the classification, appraisal, assessment and taxation of agricultural, horticultural and forest land, for consideration of House Committee Substitute bill, as amended by the House. Referred to Committee on Calendar.

S. B. 436, a bill requiring licensing and bonding of grain dealers, for concurrence in House amendment. Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 140, a bill to amend General Statute 20-11(b) relative to learners' permits for minors, for concurrence in House amendment. Upon motion of Senator Folger, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 147, Committee Substitute for S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property, for concurrence in House amendments. Upon motion of Senator Webster, consideration of the House amendments is postponed until Monday, May 21.

H. B. 1224, Committee Substitute for H. B. 1224, a bill to amend the Income Tax Act to provide a credit against income tax for the construction of dwelling units which satisfy North Carolina building code standards for handicapped living units. Referred to Committee on Calendar.

H. B. 1327, a bill to provide for reciprocal agreements with other states as issuance of citations to non-residents. Referred to Committee on Calendar.

H. B. 1279, a bill to amend Chapter 14 of the Session Laws of 1973. Referred to Committee on Calendar.

H. B. 1335, a bill to authorize the creation of a Board of Public Safety of Macon County, and to establish a county police force for said County. Referred to Committee on Calendar.

H. B. 1347, a bill to correct a technical error in Chapter 528 of the 1973 Session Laws relating to private protective services. Referred to Committee on Calendar.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 17, 1973.

H. B. 1169
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill 1169, "a bill to be entitled an act to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Brown of Stanly, Speros and Falls on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Moore moves that a Conference Committee be appointed. The President appoints Senators Moore, Kincaid and Harrington on the part of the Senate and orders that a message be sent to the House of Representatives informing that Honorable Body of such action.

H. B. 697
Committee Substitute for H. B. 697

HOUSE OF REPRESENTATIVES,
May 18, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for House Bill 697, "a bill to be entitled an act to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Tart, Haynes, Bundy and Campbell on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

The President appoints Senators Alford, McNeill Smith and Knox as a committee on the part of the Senate and orders that a message be sent to the House of Representatives informing that Honorable Body of such action.

H. B. 212
Committee Substitute for H. B. 212

HOUSE OF REPRESENTATIVES,
May 18, 1973.

Mr. President:

Pursuant to your request, we are returning Committee Substitute for House Bill 212, "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", for further consideration by your Honorable Body.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Knox, the vote by which Committee Substitute for H. B. 212 passed its third reading is reconsidered and the Committee Substitute bill is placed on today's Calendar.

H. B. 326
Committee Substitute for H. B. 326

HOUSE OF REPRESENTATIVES,
May 17, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for House Bill 326, "a bill to be entitled an act to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education", to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 326, Committee Substitute for H. B. 326

Senator Bob L. Barker, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 326, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on Committee Substitute for House Bill 326, "a bill to be entitled an act to amend General Statute 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education", wish to report as follows:

With Respect To Senate Amendment Number 1:

A. The Conference Committee agrees to accept so much of said amendment as appears on lines 1 through 8 thereof, through and including the word and punctuation "further,"; and to reject and delete the remaining language of said amendment, and

B. To insert in lieu of the material so deleted the following: "(1) If the parents (or court-appointed legal guardian) of the individual seeking resident classification are (is) bona fide domiciliaries of this State, this fact shall be prima facie evidence of domiciliary status of the individual applicant and (2) if such parents or guardian are not bona fide domiciliaries of this State, this fact shall be prima facie evidence of non-domiciliary status of the individual."

With Respect To Senate Amendment Number 2:

The Conference Committee agrees to recede from the Senate position and to reject this amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 17th day of May, 1973.

BOBBY L. BARKER
GEORGE ROUNTREE III
H. EDWARD KNOX
Conferees for the Senate

WILLIAM T. WATKINS
LAURENCE A. COBB
HERSCHEL S. HARKINS
Conferees for the House of Representatives

Upon motion of Senator Bob L. Barker, the Conference Report is adopted and a message is ordered sent to the House of Representatives advising that Honorable Body of such action.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents. Senator Godwin moves that the vote by which H. B. 154 passed its third reading be reconsidered. Senator Deane calls for the "ayes" and "noes". The call is sustained. The motion to reconsider the third reading of the bill prevails by roll call vote, ayes 24, noes 14 as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Blanchard, Britt, Butner, Folger, Garrison, Godwin, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Mauney, Mills, Mullins, Poovey, Rauch, Saunders, Sharpe, Taylor, White — 24. Those voting in the negative are: Senators Allen, Coleman, Deane, Gudger, Kirby, Moore, Murrow, Raynor, Lynwood Smith, McNeill Smith, Stallings, Strickland, Wilkie, Williamson — 14. The bill is placed on today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

H. B. 1290, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

H. B. 1291, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

H. B. 1293, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

H. B. 1294, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly-self-liquidating, with a favorable report. Upon motion of Senator Scott, the rules are suspended, and the bill is placed on today's Calendar.

S. B. 416, House Committee Substitute for S. B. 416, a bill to provide for the classification, appraisal, assessment and taxation of agricultural, horticultural and forest land, with a favorable report as to House Committee Substitute bill as amended by the House.

S. B. 945, a bill to require companies writing automobile insurance to notify the Commissioner when their relationship with an agency is terminated, with a favorable report.

H. B. 723, Committee Substitute No. 2 for H. B. 723, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959 to authorize the city of Greensboro to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the State Highway Commission, with a favorable report.

H. B. 1099, a bill amending Chapter 369, Session Laws of 1949, relative to the subdivision review board of the city of Durham by authorizing the governing body of the city of Durham to appoint between four and six members thereto rather than between three and five members, with a favorable report.

H. B. 852, a bill to amend Chapter 576 of the Session Laws of 1951 providing supplemental benefits for retired firemen of the Fire Department of the city of Durham, with a favorable report.

H. B. 1075, a bill authorizing the Department of Agriculture to regulate the production, sale, use and distribution of biological organisms, with a favorable report.

H. B. 1158, a bill to amend General Statute 7A-27 to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari, with a favorable report.

H. B. 1200, a bill to provide for the nomination and election of the members of the Hoke County Board of Education, with a favorable report.

H. J. R. 1336, a joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of intoxicating liquor of the State of North Carolina in order to make recommendations to the State A.B.C. Board, as well as the General Assembly, with a favorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDERS

H. B. 415, Committee Substitute for H. B. 415

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee Substitute for H. B. 415, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities

in the counties of the State subject to a vote of the people of the State, upon third reading. The Committee Substitute bill passes its third reading by roll call vote, ayes 44, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Bahakel, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Strickland, Taylor, White, Wilkie, Williamson — 44. The Committee Substitute bill is ordered enrolled.

H. B. 635

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being H. B. 635, a bill to provide for settlement, of tort claims by the Attorney General. Upon motion of Senator Kirby, consideration of the bill is postponed until Monday, May 21 and made Special Order No. 1.

H. B. 672

The hour having arrived for the consideration of Special Order No. 3, the President of the Senate lays before the Senate Special Order No. 3, it being H. B. 672, a bill to extend the limitation on tort claims to three years from accrual thereof. Passes its second and third readings and is ordered enrolled.

S. B. 325, Committee Substitute for S. B. 325

The hour having arrived for the consideration of Special Order No. 4, the President of the Senate lays before the Senate Special Order No. 4, it being Committee Substitute for S. B. 325, a bill to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State. Upon motion of Senator Scott, consideration of the Committee Substitute bill is postponed indefinitely.

H. B. 1341, a bill to correct a technical error in Chapter 433 of the 1973 Session Laws relating to the charter of the town of Hildebran, upon third reading. The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, White, Williamson — 34. The bill is ordered enrolled.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, as amended, to grant authority to engage in manpower development and drug action programs, upon second reading. The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Robert J. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Knox, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, White, Williamson — 34. The bill remains on the Calendar.

H. B. 1057, a bill authorizing the governing body of the town of Chapel Hill to regulate public off-street parking facilities. Passes its second and third readings and is ordered enrolled.

H. B. 1314, a bill to authorize the Wilkes County Board of Education to convey certain real property to the Mountain View Vountary Fire Department. Passes its second and third readings and is ordered enrolled.

H. B. 1289, a bill amending General Statute 116-191 so as to permit the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, upon third reading. The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, White, Wilkie — 38. The bill is ordered enrolled.

H. B. 1292, a bill amending General Statute 116-41.4 to permit the issuance of not in excess of $13,000,000 revenue bonds and the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina, upon third reading. The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kirby, Knox, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Rhyne, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Strickland, Taylor, White, Wilkie, Williamson — 39. The bill is ordered enrolled.

H. B. 374, Committee Substitute for H. B. 374, a bill to change the primary election to June. Senator Moore moves that the Committee Substitute bill be re-referred to an Interim Standing Committee, which motion prevails. The Committee Substitute bill is re-referred to the Committee on Election Laws.

H. B. 396, a bill to provide that the North Carolina Drug Authority is the single State agency to handle federal funds for the drug abuse prevention. Passes its second and third readings and is ordered enrolled. Senator Raynor requests to be recorded as voting "no".

H. B. 600, a bill to extend the home solicitation sale provisions of Chapter 25A to preneed purchases of cemetery merchandise and services. Passes its second and third readings and is ordered enrolled.

H. B. 601, a bill to amend the laws governing perpetual care cemeteries to require that income from perpetual care funds be used for upkeep and maintenance and to provide for enforcement by the Burial Commissioner. Upon motion of Senator Horton, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 797, a bill to provide for the appointment and qualifications of a commissioner of mental health and for administrators and chiefs of medical services

of mental hospitals and residential centers for the mentally retarded, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 878, a bill to provide for the collection and disposal of derelict and abandoned motor vehicles within the State; to prohibit the abandonment of such vehicles in the State, with exceptions, and to provide a penalty for violating the provisions of this act. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second reading. Upon objection of Senator Gudger to its third reading, the bill, as amended, remains on the Calendar.

H. B. 933, Committee Substitute for H. B. 933, a bill to clarify the provisions of General Statute 108-45 pertaining to the confidentiality of welfare records. Senator Strickland offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 944, a bill to clarify State policy in certain juvenile cases. Passes its second and third readings and is ordered enrolled.

H. B. 946, a bill to provide for the modification or alteration of an order of disposition in juvenile cases by the district court after affirmation by the Court of Appeals or Supreme Court. Upon motion of Senator Gudger, the Committee amendment is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 952, Committee Substitute for H. B. 952, a bill to rewrite Article 4 of Chapter 122 of the General Statutes relating to voluntary admission of patients into mental health facilities. Senator Knox offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1081, Committee Substitute for H. B. 1081, a bill to amend Chapter 122 of the General Statutes relating to commitment of persons to treatment facilities for the mentally ill. Senator Knox offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 957, a bill to amend General Statute 115-11(13) directing the State Board of Education to provide sick leave for all public school employees. Passes its second and third readings and is ordered enrolled.

H. B. 959, a bill to amend Chapter 1 of the General Statutes by rewriting the provisions relating to arbitration and award. Passes its second and third readings and is ordered enrolled.

H. B. 979, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants. Upon motion of Senator Rhyne, consideration of the bill is postponed until Monday, May 21.

H. B. 980, a bill to amend General Statute 113-109(a) with respect to revocation of hunting licenses. Passes its second and third readings and is ordered enrolled.

H. B. 988, a bill to amend General Statute 7A-102 to authorize deputy clerks of Superior Court to take acknowledgments of attestations of wills. Passes its second and third readings and is ordered enrolled.

H. B. 1003, a bill to provide State remedies for victims of odometer alteration. Passes its second and third readings and is ordered enrolled.

H. B. 1004, a bill to rewrite Chapter 10 of the General Statutes pertaining to the appointment of notaries public. Passes its second and third readings and is ordered enrolled.

H. B. 1013, Committee Substitute for H. B. 1013, a bill to provide notice to interested parties in tax foreclosure procedures under General Statutes 105-375. Passes its second and third readings and is ordered enrolled.

H. B. 1018, a bill to specify the effective date of expansion of a three member county board of social services to a five member board. Senator Strickland offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1025, a bill to create the North Carolina Alcoholism Research Authority. Passes its second and third readings and is ordered enrolled.

H. B. 1038, a bill to amend General Statute 55-50 so as to exempt regulated investment companies. Passes its second and third readings and is ordered enrolled.

H. B. 1039, a bill to amend General Statute 20-32 so as to make it unlawful to permit any unlicensed minor to drive a motor vehicle. Passes its second and third readings and is ordered enrolled.

H. B. 1044, a bill to amend Article II of Chapter 95 of the General Statutes to provide that persons working in excess of fifty hours in any one week shall be paid overtime. Passes its second and third readings and is ordered enrolled.

H. B. 1048, a bill amending General Statute 58-77(9) pertaining to the amount of capital and surplus required by insurance companies doing business within the State so as to extend to July 1, 1975, compliance with the increased capital and surplus requirements by certain companies. Passes its second and third readings and is ordered enrolled.

H. B. 1058, a bill to amend General Statute 58-226 relating to the bylaws of mutual burial associations. Passes its second and third readings and is ordered enrolled.

H. B. 1061, a bill to amend General Statute 20-188 concerning investigations of vehicular accidents. Passes its second and third readings and is ordered enrolled.

H. B. 1079, a bill to require a certified ambulance attendant plus the driver during emergency missions. Upon motion of Senator Knox, the Committee amendment is adopted. Senator Britt moves that consideration of the bill, as amended, be postponed until the 1974 Session. Senator Knox calls the previous question, seconded by Senator Garrison. The call is sustained. The motion by Senator Britt to postpone consideration of the bill, as amended, until the 1974 Session fails to prevail. The bill, as amended, passes its second reading. Upon objection of Senator Allsbrook, to its third reading, the bill, as amended, remains on the Calendar.

H. B. 1091, Committee Substitute for H. B. 1091, a bill to recall funds previously appropriated to the North Carolina Housing Corporation and to establish a special committee to study the role of this State in housing for persons and families of lower income and to report its finding to the General Assembly. Senator Allen offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1138, a bill to provide that certified copies of medical records shall be received in evidence as regular business records. Upon motion of Senator Allen, the bill is re-referred to the Committee on Judiciary No. 1 and consideration is postponed until the 1974 Session.

H. B. 1270, a bill to change the manner of selection of the State Board of Examiners for Nursing Home Administrators. Senator Kirby offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan, upon third reading. Upon motion of Senator Knox, the vote by which the amendment offered by Senator Rhyne was adopted is reconsidered. Upon motion of Senator Rhyne, consideration of the Committee Substitute bill is postponed until Monday, May 21.

H. B. 154, a bill to increase the minimum wage to one dollar and eighty cents, upon third reading. Senator Mullins offers an amendment. Senator Mullins calls the previous question on his amendment, seconded by Senator Godwin. The call is sustained. The amendment offered by Senator Mullins is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1290, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating. Passes its second and third readings and is ordered enrolled.

H. B. 1291, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating. Passes its second and third readings and is ordered enrolled.

H. B. 1293, a bill to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating. Passes its second and third readings and is ordered enrolled.

H. B. 1294, a bill to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating. Passes its second and third readings and is ordered enrolled.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 546, an act to provide direct grants for community programs for emotionally disturbed children.

H. B. 611, an act to appropriate $425,197 to the Department of Human Resources to support a program of improved medical service and education in Eastern North Carolina.

H. B. 791, an act to amend Article 22 of Chapter 115 of the General Statutes to provide for the transportation of elementary and high school students in separate buses.

H. B. 853, an act to establish a State Drug Education Program.

H. B. 854, an act providing that all appropriated drug abuse program monies from the North Carolina General Assembly or the United States Congress be approved by the North Carolina Drug Authority.

H. B. 867, an act to provide for an increase in pensions and reitrement allowances payble to certain former teachers and State employees.

H. B. 888, an act to provide additional State financing to community colleges, technical institutes and industrial education centers which serve four or more counties.

H. B. 898, an act to appropriate funds for the Uniform Judicial Reitrement System.

H. B. 906, an act to appropriate funds for the establishment of drug and alcohol addiction treatment center within the sanatorium system.

H. B. 921, an act to appropriate the sum of one million dollars to implement an emergency medical services program within the Department of Human Resources.

H. B. 937, an act to amend Article 8 of Chapter 131 of the General Statutes to provide for the treatment of tuberculosis and cancer at Western North Carolina Hospital and to appropriate funds.

H. B. 969, an act to increase the per diem and mileage allowance payable to State employees.

H. B. 1045, an act to appropriate funds for the establishment of a State-wide archaeological program.

H. B. 1096, an act to appropriate funds to renovate the Governor's mansion and to make it suitable as both a public residence and a private residence for the Governor.

H. B. 1145, an act to provide that the University of North Carolina at Wilmington shall receive copies of publications of State officials and department heads.

H. B. 1148, an act to appropriate funds to Alexander Schools, Inc., Union Mills, North Carolina, to construct a student center.

H. B. 1259, an act to increase the salary of the Governor of the State of North Carolina to forty-five thousand dollars.

H. B. 1283, an act to authorize elections in the town of Littleton to determine whether the town shall be totally located in Warren or Halifax County.

H. B. 1299, an act authorizing the governing body of the city of Durham to specially assess benefited property outside the corporate limits for extension of water and sewer systems.

H. B. 127, an act to establish State-wide public kindergarten programs in all county and city school administrative units.

H. B. 559, an act to amend General Statute 105-361 relating to the reporting of taxes due.

H. B. 659, an act to make the requirement of an annual health physical for barbers optional.

H. B. 712, an act to amend General Statute 18A-15(12) concerning notification by the State Board of Alcoholic Control to local tax officials and A.B.C. enforcement officers when a new permit is issued.

H. B. 716, an act to provide for the organizational meeting of newly elected city councils.

H. B. 728, an act to authorize municipalities to undertake programs for the prevention and treatment of drug abuse.

H. B. 729, an act to clarify the provisions of Chapter 160A of the General Statutes with respect to qualifications for elective office.

H. B. 743, an act to amend General Statute 58-260 with regard to payment of disability payments under certain policies of insurance.

H. B. 780, an act to amend Article 2 of Chapter 106 of the General Statutes, the North Carolina Fertilizer Law of 1947.

H. B. 785, an act to provide for discretionary pre-sentence investigation of first and subsequent convictions of D.U.I.

H. B. 806, an act to provide for the distribution of funds to area mental health programs.

H. B. 861, an act to assess attorney fees, restore moneys, and to provide penalties in deceptive practice actions.

H. B. 869, an act to clarify the status of property taxes pending decision on appeal to State Board of Assessment.

H. B. 917, an act to afford indigent persons legal representation in actions designed to judicially commit them to mental hospitals.

H. B. 993, an act to appropriate funds from the Highway Fund for the benefit of the National Driving Center Foundation, Inc.

H. B. 1014, an act to provide an economic development program to aid fishermen of North Carolina.

H. B. 1114, an act to be known as the North Carolina Environmental Education Act of 1973.

H. B. 1128, an act to further effectuate the reorganization of State Government No. 3.

H. B. 1143, an act to amend Part 4 and Part 6, of Article 21, of Chapter 143 to provide for the State to enter into contractural agreements with the U. S. Government as now vested in local governing bodies and to provide floodway regulation by the Board of Water and Air Resources in certain circumstances.

H. B. 1144, an act appropriating funds to the Department of Art, Culture and History for the establishment of a Theater Arts Division.

H. B. 1154, an act to appropriate funds as matching funds to assist in the construction of a building to be known as The Cherokee Indian Museum and Cultural Center.

H. B. 1177, an act to appropriate funds for improving the ferry service between the off-shore islands and the North Carolina mainland.

H. B. 1194, an act to amend the General Statutes of North Carolina so as to provide pensions for members of the National Guard of North Carolina.

H. B. 1236, an act to appropriate $85,000 to the Tory Hole Recreation Park in Bladen County.

H. B. 1237, an act to appropriate funds to the Department of Human Resources for the establishment and operation, within the Department, of a rural community health assistance division, and for the carrying out of the lawful programs of that division.

H. B. 1317, an act to amend Article 38B of Chapter 115 of the General Statutes relating to education expense grants for exceptional children.

H. B. 1319, an act to amend Article 3 of Chapter 20 relating to the Motor Vehicle Act of 1937.

H. B. 1331, an act authorizing the Department of Human Resources to establish a pre-school satellite program for the deaf and educationally hard-of-hearing children in the State.

H. B. 1332, an act to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a self-liquidating project.

H. J. R. 726, a joint resolution to direct the Legislative Research Commission to study certain phases of the Retirement System and to report to the 1974 Session of the General Assembly.

MESSAGES FROM THE GOVERNOR

LIEUTENANT GOVERNOR JAMES B. HUNT, JR.
President of the Senate
State Legislative Building
Raleigh, North Carolina

Dear President of the Senate Hunt:

In compliance with the provisions of North Carolina General Statute 135-6(b) (3), I am submitting the following names for confirmation by the Senate to serve on the Board of Trustees of the Teachers' and State Employees' Retirement System:

Ella Battle McDearman
Edward Millis Armfield
Lynn Holaday

I realize the schedule is very busy these last few days; however, I hope these appointments are confirmed before the Senate adjourns so that these individuals may assume their duties as members of the Board.

Sincerely,
JAMES E. HOLSHOUSER, JR.

Upon motion of Senator Rauch, the Governor's appointments to the Board of Trustees of the Teachers' and State Employees' Retirement Systems are unanimously confirmed.

LIEUTENANT GOVERNOR JAMES B. HUNT, JR.
President of the Senate
State Legislative Building
Raleigh, North Carolina

Dear President of the Senate Hunt:

In compliance with the provisions of North Carolina General Statute 106-2, I am submitting the following names for confirmation by the Senate to serve on the State Board of Agriculture:

Evelyn M. Hill
Windell L. Talley
Sherrill Williams
The Honorable Donald Rayvaughn Kincaid

I realize the schedule is very busy these last few days; however, I hope these appointments are confirmed before the Senate adjourns so that these individuals may assume their duties as members of the Board.

Sincerely,
JAMES E. HOLSHOUSER, JR.

Upon motion of Senator White, the Governor's appointments to the State Board of Agriculture are unanimously confirmed.

Upon motion of Senator Allen, the Senate adjourns to meet on Monday at 6:00 P.M.

NINETY-FOURTH DAY

SENATE CHAMBER,
Monday, May 21, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Charles B. Deane, Jr.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of Friday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages from the House of Representatives are received:

H. B. 329
Committee Substitute for H. B. 329

HOUSE OF REPRESENTATIVES,
May 18, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in Senator Coleman's amendment to Committee Substitute for House Bill 329, "a bill to be entitled an act to consolidate, revise, and amend the General Statutes relating to counties," and requests conferees. Mr. Speaker Ramsey has appointed Representatives Harris, Cobb, and Miller on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Mills moves that a conference committee be appointed, which motion prevails. The President appoints Senators Mills, Taylor, and Webster as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 154
Committee Substitute for H. B. 154

HOUSE OF REPRESENTATIVES,
May 18, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to Committee Substitute for H. B. 154, "a bill to be entitled an act to increase the minimum wage to one dollar and eighty cents", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Arnold, DeBruhl, and Twiggs on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Horton moves that a conference committee be appointed, which motion prevails. The President appoints Senators Staton, Godwin, and Mullins as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
May 18, 1973.

H. B. 713
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill 713, "a bill to be entitled an act to authorize the transportation of up to five gallons of alcoholic beverages on a statewide basis," and request conferees. Mr. Speaker Ramsey has appointed Representatives Brown of Stanly, Ed M. McKnight, and J. P. Huskins on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Williamson moves that a conference committee be appointed, which motion prevails. The President appoints Senators Gudger, Knox, and Williamson to serve as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 333
Committee Substitute for H. B. 333

HOUSE OF REPRESENTATIVES,
May 18, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for House Bill 333, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 426, a bill to classify forest growth and exclude it from the property tax base, for concurrence in the House amendment. Upon motion of Senator Harrington, the Senate concurs in the House amendment. Upon motion of Senator Harrington, the vote by which the Senate concurs in the House amendment is reconsidered and the bill remains upon the Calendar.

S. B. 497, a bill to permit detention of public drunks in certain circumstances, for concurrence in the House amendment. Upon motion of Senator Mullins, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 543, a bill to amend General Statute 126-8 with regard to the amount of vacation leave which is to be granted to each State employee, for concurrence in the House amendment. Upon motion of Senator Godwin, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1211, a bill to amend General Statute 105-285 and General Statute 105-304 to make clear when and where certain tangible personal property is to be listed for taxation. Referred to Committee on Calendar.

H. B. 1340, a bill to amend the Teachers' and State Employees' Retirement System concerning creditable service and benefits. Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. 1

H. B. 635

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being H. B. 635, a bill to provide for settlement of tort claims by the attorney general. Passes its second and third readings and is ordered enrolled.

H. B. 809, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs, upon third reading. The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Blanchard, Butner, Crawford, Deane, Folger, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 40. The bill is ordered enrolled.

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon third reading. Senator Williamson offers an amendment, held to be material, which is adopted, constituting the first reading of the bill. The bill, as amended, remains upon the Calendar for its second roll call reading.

H. B. 723, Committee Substitute No. 2 for H. B. 723, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959 to authorize the city of Greensboro to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the State Highway Commission. Senator McNeill Smith offers an amendment which is adopted. The bill, as amended, passes its second

reading. Upon objection of Senator Mullins to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 852, a bill to amend Chapter 576 of the Session Laws of 1951 providing supplemental benefits for retired firemen of the fire department of the city of Durham. Passes its second and third readings and is ordered enrolled.

H. B. 1099, a bill amending Chapter 369, Session Laws of 1949, relative to the Subdivision Review Board of the city of Durham by authorizing the governing body of the city of Durham to appoint between four and six members thereto rather than between three and five members. Passes its second and third readings and is ordered enrolled.

H. B. 1200, a bill to provide for the nomination and election of the members of the Hoke County Board of Education. Passes its second and third readings and is ordered enrolled.

S. B. 416, House Committee Substitute for S. B. 416, a bill to provide for the classification, appraisal, assessment and taxation of agricultural, horticultural and forest land, upon second reading. The House Committee Substitute bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Allsbrook, Bagnal, Blanchard, Butner, Coleman, Deane, Folger, Godwin, Gudger, Hardison, Harrington, Henley, Horton, Hughes, Kincaid, Kirby, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rhyne, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 42. The House Committee Substitute bill remains upon the Calendar.

H. B. 212, Committee Substitute for H. B. 212, a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan, as amended, upon third reading. Senator Rhyne withdraws his amendment on which the vote for adoption was reconsidered. Senator Rhyne offers an amendment which is adopted.
Senator Allen calls the previous question, seconded by Senator Harrington.
The call is sustained.. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 878, a bill to provide for the collection and disposal of derelict and abandoned motor vehicles within the State; to prohibit the abandonment of such vehicles in the State, with exceptions, and to provide a penalty for violating the provisions of this Act, as amended, upon third reading. Senator Gudger offers an amendment which is adopted. Senator Kincaid offers an amendment which is adopted. Senator Poovey offers an amendment which fails of adoption. Senator Wilkie offers an amendment which is adopted.
Senator Gudger calls the previous question. Senator Poovey offers a second amendment which fails of adoption. The call for the previous question by Senator Gudger is seconded by Senator McNeill Smith. The call is sustained. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1079, a bill to require a certified ambulance attendant plus the driver during emergency missions, as amended, upon third reading. The bill,

as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 945, a bill to require companies writing automobile insurance to notify the Commissioner when their relationship with an agency is terminated. Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 615, Committee Substitute for H. B. 615, a bill to make changes in the Abortion Law in order to comply with recent United States Supreme Court decisions. Senator Strickland reads a statement and moves that it be placed in the Journal. The motion prevails unanimously. (The text of this statement appears in the Appendix.) Senator Gudger offers an amendment which is adopted. Senator Deane offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 913, Committee Substitute for H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, Elections and Election Laws, delete obsolete provisions thereof, and make technical changes. Upon motion of Senator Knox, consideration of the Committee Substitute bill is postponed until Tuesday, May 22.

H. B. 979, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants. The bill passes its second reading. Upon objection of Senator Allsbrook to its third reading, the bill remains upon the Calendar.

H. B. 1046, Committee Substitute for H. B. 1046, a bill to make certain editorial and technical changes in Chapter 114 of the General Statutes, the Department of Justice. Passes its second and third readings and is ordered enrolled.

H. B. 1158, a bill to amend General Statute 7A-27 to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari. Passes its second and third readings and is ordered enrolled.

H. B. 1175, a bill to provide for waiver of color photo requirement of drivers license when in conflict with licensees religious convictions. Passes its second and third readings and is ordered enrolled.

H. B. 1178, a bill to amend Chapter 141 of the Session Laws of 1973 to effect a technical correction. Passes its second and third readings and is ordered enrolled.

H. B. 1202, a bill to increase the membership of the Advisory Budget Commission. Upon motion of Senator Britt, the Committee amendment is adopted. Senator Allsbrook moves that the bill, as amended, be re-referred either to the Committee on Finance or the Committee on Appropriations. The motion fails to prevail. The bill, as amended, passes its second reading. Upon objection of Senator Allsbrook to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 1223, a bill to provide a means of identification for commercial fishermen for sales tax exemption purposes. Passes its second and third readings and is ordered enrolled.

S. B. 147, Committee Substitute for S. B. 147, a bill to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property, for concurrence in the House amendments. Upon motion of Senator Webster, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

S. B. 681, a bill to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution, for concurrence in the House amendments. Upon motion of Senator Staton, the Senate concurs in the House amendments and the bill is ordered enrolled.

Upon motion of Senator Allen, the Senate adjourns to meet tomorrow at 9:30 A.M.

NINETY-FIFTH DAY

SENATE CHAMBER,
Tuesday, May 22, 1973.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Kennedy H. Sharpe.

Senator Moore for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Jouranl is dispensed with and it stands approved as written.

S. B. 851, upon motion of Senator Rauch, S. B. 851, a bill to abolish the Rural Police Department of Gaston County, is taken from the Committee on Local Government and Regional Affairs and placed on today's Calendar.

H. B. 1185
H. B. 1187
H. B. 1188, upon motion of Senator Kirby, H. B. 1185, a bill to amend Rule 30 of the Rules of Civil Proceudre to allow the judge, in his discretion, to shorten the time of notice required for the taking of a deposition, H. B. 1187, a bill to amend Rule 37 of the Rules of Civil Procedure to allow the imposition of expenses, upon failure to admit pursuant to Rule 36, without requiring the establishment of the truth of the matter in question by the verdict of a jury, and H. B. 1188, a bill to amend Rule 34 of the Rules of Civil Procedure to eliminate the clerk of court, except in proceedings pending before him, as an officer who can compel the production of documents, under Rule 34, are taken from the Calendar Committee and re-referred to the Committee on Judiciary No. 2.

H. B. 154, Senator Staton announces that the Conference Committee appointed to resolve the differences arising between the Senate and the House of Representatives on H. B. 154, a bill to increase the minimum wage to one dollar and

eighty cents, has been unable to reach an agreement, and requests that the conferees be discharged and new conferees appointed, which motion prevails. The President appoints Senators Britt, Horton, and Hardison as new conferees on H. B. 154.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message from the House of Representatives is received:

HOUSE OF REPRESENTATIVES,
May 22, 1973.

H. B. 154
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House conferees, having failed to agree with the Senate conferees on House Bill 154, "a bill to be entitled an act to increase the minimum wage to one dollar and eighty cents," have requested to be discharged and new conferees be appointed. Mr. Speaker Ramsey has discharged the present conferees, Representatives DeBruhl, Arnold and Twiggs, and has appointed new conferees, Representatives Ramsey of Madison, Hyde, Johnson of Wake, and Thomas to act with the new Senate conferees, Senators Britt, Horton and Hardison, to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 9:44 A.M. and sent to the office of the Secretary of State:

S. B. 908, an act to amend portions of the State Immunization Law.

H. B. 591, an act to provide that counties shall pay certain benefits for nursing home care.

H. B. 23, an act to reimburse A. C. Widenhouse Transport for damages incurred while assisting law enforcement.

H. B. 89, an act to provide a death benefit for dependents of law enforcement officers, firemen and rescue squad workers.

H. B. 97, an act appropriating funds to the State Auditor for the Law Enforcement Officers' Benefit and Retirement Fund for the implementation of a revised benefit and retirement plan.

H. B. 307, an act to provide state grants to aid construction of capital improvements at institutions of the community college system.

H. B. 512, an act to appropriate funds for incentive payments to doctors who will practice in medically deprived areas.

H. B. 577, an act for construction and for renovation of community developmental disabilities facilities in Cumberland County, so as to provide day care

and sheltered work activity services to developmentally disabled children and adults.

H. B. 639, an act to establish a Uniform Judicial Retirement System.

H. B. 715, an act to authorize municipalities to participate in community action and manpower programs.

H. B. 744, an act to amend General Statute 57-1 to include chiropractors.

H. B. 903, an act to amend General Statute 1-75.10 to provide a method of proof of service of process by registered mail.

H. B. 934, an act to authorize payments from the State Fund for medical assistance to intermediate care facilities.

H. B. 935, an act to prescribe limitations on eligibility for State Foster Home Fund benefits.

H. B. 970, an act to amend General Statute 7A-41 to provide for additional assistant solicitors in various judicial districts.

H. B. 1097, an act to rewrite General Statute 115-157 to provide 10 months employment for all regular State allotted teachers; 12 months employment for all supervisors and classified principals; 10 months employment for janitors and maids; and to appropriate funds to provide for these purposes.

S. B. 21, an act to amend General Statute 14-155 relating to unauthorized connections with cable television lines.

S. B. 321, an act to continue validity of a minor's employment certificate upon change of employment.

S. B. 337, an act to prohibit the withholding of funds from local mental health units.

S. B. 807, an act to provide for voluntary annexation by the town of Carolina Beach of areas, territories, or subdivisions not contiguous to the municipal boundaries of the town of Carolina Beach.

S. B. 935, an act to amend the charter of the town of Marshville relating to the election and term of the board of aldermen.

S. B. 944, an act to amend the laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

H. B. 274, an act to increase the penalties for certain violations of the Controlled Substances Act.

H. B. 331, an act authorizing cities to establish service districts and to levy taxes therein and issue bonds therefor in order to finance such services.

H. B. 396, an act to provide that the North Carolina Drug Authority is the single State agency to handle federal funds for drug abuse prevention.

H. B. 415, an act to authorize the issuance of $300,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State.

H. B. 545, an act to amend the State law with respect to discharge from State mental hospitals of persons acquitted of crime by reason of insanity.

H. B. 672, an act to extend the limitation on tort claims to three years from accrual thereof.

H. B. 786, an act to rewrite General Statute 95-17 which provides limitation upon hours of employment; to repeal General Statute 95-18(4); to repeal General Statute 95-27 which limits hours of employment for women; and to repeal General Statute 95-29 which requires that seats be furnished women employees.

H. B. 885, an act to amend General Statute 122-35.19(2) concerning budgeting procedures.

H. B. 1289, an act amending General Statute 116-191 so as to permit the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina.

H. B. 1292, an act amending General Statute 116-41.4 to permit the issuance of not in excess of $13,000,000 revenue bonds and the issuance of revenue bond anticipation notes by the Board of Governors of the University of North Carolina.

H. B. 1341, an act to correct a technical error in Chapter 433 of the 1973 Session Laws relating to the charter of the town of Hildebran.

S. B. 140, an act to amend General Statute 20-11(b) relative to learners' permits for minors.

S. B. 436, an act requiring licensing and bonding of grain dealers.

S. B. 531, an act to restrict the sale of surplus weapons by the State of North Carolina.

S. B. 545, an act to amend General Statute 128-26(e) and General Statute 135-4(e) so as to allow a person to restore an inactive account in either retirement system by lump sum payment regardless of which system closed the account.

H. B. 174, an act to clarify the authority of the State to make payments in lieu of taxes on certain timberlands.

H. B. 340, an act to repeal Section 3 of Chapter 1076 of the Session Laws of 1971 and to validate municipal zoning and subdivision ordinances.

H. B. 436, an act to create a Scenic and Recreation Trails System and to provide for the designation, administration, regulation, and acquisition of scenic trails and trail rights-of-way.

H. B. 468, an act to restrict the activities of the Department of Corrections laundry services.

H. B. 600, an act to extend the home solicitation sale provisions of Chapter 25A to preneed purchases of cemetery merchandise and services.

H. B. 797, an act to provide for the appointment and qualifications of a commissioner of mental health and for administrators and chiefs of medical services of mental hospitals and residential centers for the mentally retarded.

H. B. 944, an act to clarify State policy in certain juvenile cases.

H. B. 957, an act to amend General Statute 115-11(13) directing the State Board of Education to provide sick leave for all public school employees.

H. B. 959, an act to amend Chapter 1 of the General Statutes by rewriting the provisions relating to arbitration and award.

H. B. 980, an act to amend General Statute 113-109(a) with respect to revocation of hunting licenses.

H. B. 988, an act to amend General Statute 7A-102 to authorize deputy clerks of superior court to take acknowledgements of attestations of wills.

H. B. 1003, an act to provide State remedies for victims of odometer alteration.

H. B. 1004, an act to rewrite Chapter 10 of the General Statutes pertaining to the appointment of notaries public.

H. B. 1013, an act to provide notice to interested parties in tax foreclosure procedures under General Statute 105-375.

H. B. 1025, an act to create the North Carolina Alcoholism Research Authority.

H. B. 1038, an act to amend General Statute 55-50 so as to exempt regulated investment companies.

H. B. 1039, an act to amend General Statute 20-32 so as to make it unlawful to permit any unlicensed minor to drive a motor vehicle.

H. B. 1044, an act to amend Article II of Chapter 95 of the General Statutes to provide that persons working in excess of fifty hours in any one week shall be paid overtime.

H. B. 1048, an act amending General Statute 58-77(9) pertaining to the amount of capital and surplus required by insurance companies doing business within the State so as to extend to July 1, 1975, compliance with the increased capital and surplus requirements by certain companies.

H. B. 1057, an act authorizing the governing body of the town of Chapel Hill to regulate public off-street parking facilities.

H. B. 1058, an act to amend General Statute 58-226 relating to the by-laws of mutual burial associations.

H. B. 1061, an act to amend General Statute 20-188 concerning investigations of vehicular accidents.

H. B. 1290, an act to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating.

H. B. 1291, an act to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating.

H. B. 1293, an act to amend Chapter 693 of the 1971 Session Laws to provide change only with respect to a project wholly self-liquidating.

H. B. 1294, an act to amend Chapter 755 of the 1969 Session Laws to provide change only with respect to a project wholly self-liquidating.

H. B. 1314, an act to authorize the Wilkes County Board of Education to convey certain real property to the Mountain View Voluntary Fire Department.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

S. B. 747, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl, with a favorable report. Upon motion of Senator Knox, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1069, a bill to amend General Statute 105-42 dealing with privilege license taxes of private detectives, with a favorable report. Upon motion of Senator Knox, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 515, a bill to provide that Appalachian State University shall receive copies of the Session Laws, General Statutes of North Carolina and publications of State officials and department heads, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1126, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1157, a bill to amend the Unit Ownership Act relating to the requirement that bylaws be annexed to first deed to each unit, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1208, a bill to modify the definitions of public service companies subject to appraisal by the State Board of Assessment, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1211, a bill to amend General Statute 105-285 and General Statute 105-304 to make clear when and where certain tangible personal property is to be listed for taxation, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1253, a bill to amend Article 9 of Chapter 66 of the General Statutes to provide for the regulation of certain bill collection practices, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed on today's Calendar.

H. J. R. 1265, a joint resolution honoring the life and memory of Emery B. Denny, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the joint resolution is placed upon today's Calendar.

H. B. 1302, a bill authorizing counties and cities, subject to an election, to convenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. J. R. 1311, a joint resolution honoring the life and memory of Guy Elliott, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the joint resolution is placed upon today's Calendar.

H. B. 1327, a bill to provide for reciprocal agreements with other states as issuance of citations to non-residents, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon the Calendar for today.

H. J. R. 1337, a joint resolution creating a citizens' committee to study the question of legislative pay, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the joint resolution is placed upon today's Calendar.

H. B. 1340, a bill to amend the Teachers' and State Employees' Retirement System concerning creditable service and benefits, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1347, a bill to correct a technical error in Chapter 528 of the 1973 Session Laws relating to private protective services, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed upon today's Calendar.

H. B. 1307, a bill to amend Chapter 105, Section 312, of the North Carolina General Statutes, with a favorable report.

H. B. 1308, a bill to amend Chapter 105, Section 374 of the North Carolina General Statutes, with a favorable report.

H. B. 1309, a bill to amend Chapter 105, Section 303, of the North Carolina General Statutes, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of, as follows:

Upon motion of Senator Coleman, the rules are suspended to permit the introduction in today's Session of any local bills.

S. B. 952, by Senator Coleman, a bill to exclude the Orange County ABC system from the provisions of General Statute 18A-17(14). Referred to Committee on Local Government and Regional Affairs.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of, as follows:

S. B. 715, a bill to amend General Statute 122-63.1 of the General Statutes to authorize the clerk to involuntarily commit persons directly to State hospitals in certain instances, for concurrence in House amendment. Upon motion of Senator Britt, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 522, a bill relating to the games of "bingo" and "skilo" in Wake County, for concurrence in House amendment. Upon motion of Senator Bob L. Barker, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1321, Committee Substitute for H. B. 1321, a bill relating to procedures for filling vacancies in elective offices in the State. Referred to Committee on Calendar.

H. B. 1334, Committee Substitute for H. B. 1334, a bill to establish a public safety commission. Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of, as follows:

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, upon second reading. The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Scott, Sharpe, McNeill Smith, Strickland, Webster, White, Wilkie, Williamson — 34. The bill remains upon the Calendar.

H. B. 723, Committee Substitute No. 2 for H. B. 723, a bill to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959 to authorize the city of Greensboro to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the State Highway Commission, as amended, upon third reading. Senator Mullins offers an amendment which fails of adoption. Senator McNeill Smith calls the previous question, seconded by Senator Hardison. The call is sustained. The Committee Substitute No. 2 bill, as amended, passes its third reading and is ordered, without objection, sent to the House of Representatives for concurrence in the Senate amendment by special messenger.

S. B. 416, House Committee Substitute for S. B. 416, a bill to provide for the classification, appraisal, assessment and taxation of agricultural, horticultural and forest land, upon third reading. The House Committe Substitute bill passes its third reading by roll call vote, ayes 35, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Blanchard, Britt, Butner, Coleman, Deane, Garrison, Godwin, Gudger, Hardison, Harrington, Henley, Hughes, Kincaid, Kirby, Mauney, Mills, Moore, Murrow, Poovey, Rauch, Raynor, Saunders, Scott, McNeill Smith, Somers, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 35. The House Committee Substitute bill is ordered enrolled.

H. B. 979, a bill to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 1202, a bill to increase the membership of the Advisory Budget Commission, as amended, upon third reading. Senator Moore offers an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 913, Committee Substitute for H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, Elections and Election Laws, delete obsolete provisions thereof, and make technical changes. Upon motion of Senator Moore, the Committee amendment is adopted. Senator Horton offers an amendment which is adopted. The Committee Substitute bill, as amended, passes its second reading. Upon objection of Senator Moore to its third reading, the Committee Substitute bill, as amended, remains upon the Calendar.

H. B. 1075, a bill authorizing the Department of Agriculture to regulate the production, sale, use and distribution of biological organisms. Passes its second and third readings and is ordered enrolled.

H. J. R. 1085, a joint resolution commending the efforts of the Cumberland County United Effort for Drug and Alcohol Rehabilitation. Passes its second and third readings and is ordered enrolled.

H. J. R. 1106, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State. Passes its second and third readings and is ordered enrolled.

H. J. R. 1113, a joint resolution honoring Lt. Commander Wilson Denver Key, United States Navy, upon his release as a POW in North Vietnam where he was held in captivity for over five years. Passes its second and third readings and is ordered enrolled.

H. J. R. 1170, a joint resolution honoring the life and memory of Noah Powell, Chief of the Eastern Band of Cherokee Indians. Passes its second and third readings and is ordered enrolled.

H. J. R. 1173, a joint resolution honoring the life and memory of Romulus Alonzo Whitaker, former member of the Senate from Lenoir. Passes its second and third readings and is ordered enrolled.

H. J. R. 1184, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer systems in North Carolina. Passes its second and third readings and is ordered enrolled.

H. B. 1230, a bill to provide for disregarding some of the contributions of absent parents under the Aid to Families with Dependent Children Program. Passes its second and third readings and is ordered enrolled.

H. B. 1231, a bill to provide for the listing of all State job openings with the Employment Security Commission. Passes its second and third readings and is ordered enrolled.

H. J. R. 1233, a joint resolution directing the State Department of Social Services and the Employment Security Commission of North Carolina to seek to reduce time involved in paper work and administrative procedures under the Aid to Families with Dependent Children Program, inclusive of the work incentive program, and to report to the 1974 General Assembly. Passes its second and third readings and is ordered enrolled.

H. J. R. 1240, a joint resolution honoring the life and memory of Frederick Bays McCall. Passes its second and third readings and is ordered enrolled.

H. J. R. 1244, a joint resolution authorizing and directing the Public Health Committee in the Senate and the House of Representatives to study the need for and means of review or regulation of hospitalization rates and charges. Passes its second and third readings and is ordered enrolled.

H. B. 1245, a bill relating to financial assistance for persons receiving such assistance pursuant to Chapters 108 and 111 of the General Statutes. Passes its second and third readings and is ordered enrolled.

H. B. 1247, a bill to provide that the number of commissioners of the Hospital Authority may be increased upon a finding that such is in the public interest. Senator Gudger offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. J. R. 1254, a joint resolution creating a study commission on relations between professional school employee associations and school boards. Passes its second and third readings and is ordered enrolled.

H. J. R. 1256, a joint resolution honoring the life and memory of Robert Myron Carr. Passes its second and third readings and is ordered enrolled.

H. J. R. 1267, a joint resolution honoring the achievements and service of Dr. Charles Hadley Stevens. Passes its second and third readings and is ordered enrolled.

H. B. 1273, a bill to establish a uniform General Assistance Program. Passes its second and third readings and is ordered enrolled.

H. B. 1296, a bill to prescribe standards for curb ramps or curb cuts for handicapped. Passes its second and third readings and is ordered enrolled.

H. J. R. 1330, a joint resolution to honor the 1973 Small Business Man of the Year. Passes its second and third readings and is ordered enrolled.

H. J. R. 1336, a joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of intoxicating liquor of the State of North Carolina in order to make recommendations to the State A. B. C. Board, as well as the General Assembly. Senator Horton moves that the joint resolution be re-referred to the Committee on Commerce. Senator Knox calls for the "ayes" and "noes" on Senator Horton's motion, which call is sustained. Senator Horton's motion fails to prevail by roll call vote, ayes 13, noes 27, as follows: Those voting in the affirmative are: Senators Bagnal, Blanchard, Butner, Horton, Hughes, Mullins, Murrow, Poovey, Rountree, Sharpe, Somers, Taylor, Wilkie — 13. Those voting in the negative are: Senators Alford, Allen, Bob L. Barker, Britt, Crawford, Deane, Folger,

Garrison, Godwin, Gudger, Hardison, Kirby, Knox, Mauney, Mills, Moore, Rauch, Raynor, Saunders, Scott, McNeill Smith, Stallings, Staton, Strickland, Webster, White, Williamson — 27. Senator Knox offers an amendment which is adopted. Senator Sharpe offers an amendment which fails of adoption. Senator Knox calls the previous question, seconded by Senator Hardison. The call is sustained. The joint resolution, as amended, passes its second reading. Upon objection of Senator Horton to its third reading, the joint resolution, as amended, remains upon the Calendar.

Upon motion of Senator Allen, the Senate recesses to meet this afternoon at 1:30 P.M.

AFTERNOON SESSION

SENATE CHAMBER,
Tuesday, May 22, 1973.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor James B. Hunt, Jr.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 747, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new Article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl. The bill passes its second reading. Upon objection of Senator Knox to its third reading, the bill remains upon the Calendar.

S. B. 851, a bill to abolish the Rural Police Department of Gaston County. Senator Rauch offers an amendment which is adopted. The bill, as amended, passes its second and third readings and is ordered, without objection, sent to the House of Representatives by special messenger, without engrossment.

H. B. 515, a bill to provide that Appalachian State University shall receive copies of the Session Laws, General Statutes of North Carolina, and publications of State officials and department heads. Passes its second and third readings and is ordered enrolled.

H. B. 1069, a bill to amend General Statute 105-42 dealing with privilege license taxes of private detectives, upon second reading. The bill passes its second reading by roll call vote, ayes 39, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Bob L. Barker, Blanchard, Butner, Coleman, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Horton, Hughes, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Royall, Saunders, Sharpe, Somers, Stallings, Staton, Strickland, Taylor, Webster, White, Wilkie, Williamson — 39. The bill remains upon the Calendar.

H. B. 1126, a bill to amend General Statute 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information. Passes its second and third readings and is ordered enrolled.

H. B. 1157, a bill to amend the Unit Ownership Act relating to the requirement that bylaws be annexed to first deed to each unit. Passes its second and third readings and is ordered enrolled.

H. B. 1208, a bill to modify the definitions of public service companies subject to appraisal by the State Board of Assessment. Passes its second and third readings and is ordered enrolled. Senator Bahakel abstains from voting on this bill.

H. B. 1211, a bill to amend General Statute 105-285 and General Statute 105-304 to make clear when and where certain tangible personal property is to be listed for taxation. Passes its second and third readings and is ordered enrolled.

H. B. 1253, a bill to amend Article 9 of Chapter 66 of the General Statutes to provide for the regulation of certain bill collection practices. The bill passes its second reading. Upon objection of Senator Gudger to its third reading, the bill remains upon the Calendar.

H. J. R. 1265, a joint resolution honoring the life and memory of Emery B. Denny. Passes its second and third readings and is ordered enrolled.

H. B. 1302, a bill authorizing counties and cities, subject to an election, to covenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects, upon second reading. The bill passes its second reading by roll call vote, ayes 37, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Allsbrook, Bagnal, Bahakel, Bob L. Barker, Blanchard, Britt, Butner, Crawford, Deane, Folger, Garrison, Godwin, Gudger, Hardison, Harrington, Hughes, Kincaid, Knox, Mauney, Mills, Moore, Mullins, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Sharpe, Somers, Staton, Strickland, Webster, White, Wilkie, Williamson — 37. The bill remains upon the Calendar.

H. J. R. 1311, a joint resolution honoring the life and memory of Guy Elliott. Passes its second and third readings and is ordered enrolled.

H. B. 1327, a bill to provide for reciprocal agreements with other states as issuance of citations to nonresidents. Passes its second and third readings and is ordered enrolled.

H. J. R. 1337, a joint resolution creating a Citizens' Committee to study the question of legislative pay. Senator McNeill Smith offers an amendment which fails of adoption. Senator Knox calls the previous question, seconded by Senator Moore. The call is sustained. Passes its second and third readings and is ordered enrolled.

H. B. 1340, a bill to amend the Teachers' and State Employees' Retirement System concerning creditable service and benefits. Passes its second and third readings and is ordered enrolled.

H. B. 1347, a bill to correct a technical error in Chapter 528 of the 1973 Session Laws relating to private protective services. Passes its second and third readings and is ordered enrolled.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 18, 1973, to reconvene on January 16, 1974. Senator Mills offers an amendment which is adopted. The joint resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages from the House of Representatives are received:

HOUSE OF REPRESENTATIVES,
May 18, 1973.

H. B. 174
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the conferees on House Bill 174, "a bill to be entitled an act to clarify the authority of the State to make payments in lieu of taxes on certain timberlands," and the bill has been ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 22, 1973.

H. B. 697
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 697, "a bill to be entitled an act to amend G. S. 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities," to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

REPORT OF CONFEREES

H. B. 697, Committee Substitute for H. B. 697

Senator Alford, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 697, a bill to amend General Statute 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, the Conferees appointed to consider and resolve the differences between the two bodies with respect to Committee Substitute for House Bill 697, "an act to amend G. S. 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities," report as follows:

The Conferees agree that the Senate recede from the Moore amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 22nd day of May, 1973.

DALLAS L. ALFORD, JR.
MCNEILL SMITH
EDDIE KNOX
Conferees for the Senate

C. GRAHAM TART
SAM D. BUNDY
A. HARTWELL CAMPBELL
JETER L. HAYNES
Conferees for the House of Representatives

Senator Alford, moves adoption of the Conference Report and calls for the "ayes" and "noes" on his motion, which call is sustained. The Conference Report is adopted by roll call vote, ayes 28, noes 15, as follows: Those voting in the affirmative are: Senators Alford, Allen, Bagnal, Bob L. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Deane, Garrison, Gudger, Henley, Kirby, Knox, Mills, Murrow, Poovey, Raynor, Rountree, Royall, Saunders, Scott, McNeill Smith, Stallings, Staton, Strickland, Taylor — 28. Those voting in the negative are: Senators Allsbrook, Folger, Hardison, Horton, Hughes, Kincaid, Mauney, Moore, Mullins, Rauch, Sharpe, Somers, White, Wilkie, Williamson — 15. A message is ordered sent to the House of Representatives informing that Honorable Body that the Conference Report has been adopted.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages from the House of Representatives are received:

HOUSE OF REPRESENTATIVES,
May 22, 1973.

S. B. 284
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to adopt the report of the Conferees on Senate Bill 284, "a bill to be entitled an act to amend the Constitution of North Carolina concerning the eligibility to hold elective office by all qualified voters."

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 212
Committee Substitute for H. B. 212

HOUSE OF REPRESENTATIVES,
May 22, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendments to House Bill No. 212

(Committee Substitute), "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan," and requests conferees. Mr Speaker Ramsey has appointed Representatives High, Stevens of Buncombe, and Miller on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Henley moves a conference committee be appointed, which motion prevails. The President appoints Senators Kirby, Henley, and Allen as conferees on the part of the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
May 22, 1973.

S. B. 682
Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of Senate Bill 682, "a bill to be entitled an act to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws," for further consideration.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Staton, the bill is ordered returned to the House of Representatives for further consideration and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

H. B. 1169

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 1169, a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission, submit the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on House Bill 1169, "an act to amend Article 24, of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission," wish to report as follows:

The Conference Committee agreed to the passage of House Bill 1169 as amended by the Senate with the following amendment:

"Amend House Bill 1169, on page 1, line 20, on page 2 lines 2, 13, 21 and 24 and on page 3 line 3 delete the words 'Adult interested citizens' and insert in lieu thereof the word 'sportsman'.

"On page 3 line 4 delete the words 'adult interested' and after the word 'who' insert 'holds a current North Carolina hunting or fishing license and who'.

"On page 3 lines 15 and 16 delete the words 'an adult resident citizen' and insert in lieu thereof 'a sportsman'."

And to the end that the House of Representatives and the Senate adopt the foregoing report.

This the 22nd day of May, 1973.

DONALD R. KINCAID
JOSEPH J. HARRINGTON
HERMAN A. MOORE
Conferees for the Senate

RICHARD LANE BROWN III
ROBERT Z. FALLS
GUS SPEROS
Conferees for the House of Representatives

Upon motion of Senator Moore, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow at 10:00 A.M.

NINETY-SIXTH DAY

SENATE CHAMBER,
Wednesday, May 23, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Marshall A. Rauch.

Senator Kirby for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified at 10:20 A.M. and sent to the office of the Secretary of State:

S. B. 147, an act to revise the Statutes providing for property tax classifications and exemptions and to repeal the authority to use assessment ratios in the taxation of property.

S. B. 497, an act to permit detention of public drunks in certain circumstances.

S. B. 543, an act to amend General Statute 126-8 with regard to the amount of vacation leave which is to be granted to each State employee.

S. B. 681, an act to amend Part 1, Article 21, Chapter 143, North Carolina General Statutes relating to water and air pollution.

H. B. 635, an act to provide for settlement of tort claims by the Attorney General.

H. B. 809, an act to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959, and as amended, to grant authority to engage in manpower development and drug action programs.

H. B. 852, an act to amend Chapter 576 of the Session Laws of 1951 providing supplemental benefits for retired firemen of the fire department of the city of Durham.

H. B. 1046, an act to make certain editorial and technical changes in Chapter 114 of the General Statutes, the Department of Justice.

H. B. 1099, an act amending Chapter 369, Session Laws of 1949, relative to the Subdivision Review Board of the city of Durham by authorizing the governing body of the city of Durham to appoint between four and six members thereto rather than between three and five members.

H. B. 1158, an act to amend General Statute 7A-27 to provide that appeals in criminal cases after pleas of guilty or nolo contendere shall be only by writ of certiorari.

H. B. 1175, an act to provide for waiver of color photo requirement of drivers license when in conflict with licensees religious convictions.

H. B. 1178, an act to amend Chapter 141 of the Session Laws of 1973 to effect a technical correction.

H. B. 1200, an act to provide for the nomination and election of the members of the Hoke County Board of Education.

H. B. 1223, an act to provide a means of identification for commercial fishermen for sales tax exemption purposes.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Allsbrook, for the Committee on Judiciary No. 1:

H. B. 24, Committee Substitute for H. B. 24, a bill to give private citizens standing to sue to require environmental agencies to enforce their standards of environmental quality, with an unfavorable report.

H. B. 1334, a bill to establish a public safety commission. The President recommends that the bill be re-referred to an appropriate Standing Committee. Upon motion of Senator Allsbrook, the bill is re-referred to the Committee on State Government.

By Senator Kirby, for the Committee on Calendar:

H. B. 929, a bill to expedite justice in North Carolina by providing for administrative assistance for solicitors, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed on today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. J. R. 953, by Senators Scott, Crawford, Rauch, Hardison, Royall, Stallings, Lynwood Smith, Britt, Alford, McNeill Smith, Webster, Gudger, Kirby, Coleman, Moore, White, Bob L. Barker, Mills, Allsbrook, Raynor, and Williamson, a joint resolution backing Senator Sam J. Ervin, Jr., and his Committee. Referred to Committee on Calendar.

S. R. 954, by Senators Robert J. Barker, Blanchard, Rountree, Sharpe, Hughes, Butner, Mullins, Mills, Bagnal, Somers, Taylor, Williamson, Gudger, Coleman, Henley, Murrow, Webster, Bob L. Barker, Stallings, Staton, Allen, McNeill Smith, Folger, Britt, and Strickland, a Senate resolution recognizing the rapid approach of an "energy crisis" in North Carolina and encouraging all of North Carolina's citizens to practice energy conservation. The Resolution is adopted. (The text of this Resolution appears in the Appendix.)

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 682, a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws, for concurrence in the House amendments. Upon motion of Senator Staton, the Senate concurs in House amendments No. 1, No. 2 and No. 4. Senator Hardison moves that the Senate do not concur in amendment No. 3, which motion prevails. Senator Hardison moves that the President appoint a conference committee to resolve the differences arising between the two Bodies over amendment No. 3, which motion prevails. The President appoints Senators Staton, Hardison and Mills as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 844, a bill to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry, for concurrence in the House amendments. Senator Britt moves that the Senate do not concur in the House amendments and that a conference committee be appointed. The motion prevails. The President appoints Senators Britt, Alford and Rountree as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 751, Committee Substitute for S. B. 751, a bill to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise, for concurrence in the House amendments. Upon motion of Senator Allen, the Senate concurs in the House amendments and the Committee Substitute bill is ordered enrolled.

H. B. 1358, a bill to provide for juvenile probation and counseling services under the direction of the Administrative Office of the Courts for the fiscal year 1973-74. Upon motion of Senator Allen, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 671, a bill appropriating funds to the Department of Justice for the establishment of a special prosecution division within the Attorney General's office. Upon motion of Senator Strickland, the rules are suspended and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 670, a bill to expedite justice in North Carolina by authorizing the Attorney General to provide prosecutorial assistance upon request of the Solicitor. Upon motion of Senator Strickland, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled.

H. B. 1344, a bill to authorize members of the Northampton County ABC Board to employ themselves as employees of the of the ABC System. Referred to Committee on Calendar.

H. B. 1346, a bill to amend General Statute 7A-102.1 so as to provide that certain employees and officers of the clerks of Superior Court may accumulate an unlimited amount of sick leave for retirement purposes when they become State employees. Referred to Committee on Calendar.

H. B. 1354, a bill to amend Chapter 18A of the General Statutes so as to allow the sale of rice-based wines. Referred to Committee on Calendar.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 1202

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House fails to concur in the Senate amendment to House Bill No. 1202,

"a bill to be entitled an act to increase the membership of the Advisory Budget Commission", and requests conferees. Mr. Speaker Ramsey has appointed Representatives Watkins, Eagles and Jernigan of Cumberland on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Senator Moore moves that a conference committee be appointed and the motion prevails. The President appoints Senators Scott, Strickland and Bagnal as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 333
Committee Substitute for H. B. 333

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 333, Committee Substitute, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government", to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 333, Committee Substitute for H. B. 333

Senator Kirby, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 333, a bill implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences between the two Bodies on Committee Substitute for H. B. 333, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government," wish to report that they have agreed as follows:

A. That the House recede from its action in failing to concur in Senate amendments No. 1, No. 2, and No. 3, and that these Senate amendments be accepted by both Houses.

B. That the Senate recede from its postion with respect to Senate amendments No. 4 and No. 5, and that these amendments be rejected by both Houses.

J. RUSSELL KIRBY
HERMAN A. MOORE
WESLEY D. WEBSTER
Conferees on the part of the Senate

HERSCHEL S. HARKINS
H. M. MICHAUX, JR.
AUSTIN A. MITCHELL
Conferees on the part of the House of Representatives

Upon motion of Senator Kirby, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 154
Committee Substitute for H. B. 154

HOUSE OF REPRESENTATIVES,
May 22, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for H. B. 154, "a bill to be entitled an act to increase the minimum wage to one dollar and eighty cents", to the end that when a similar action has been taken on the part of the Senate, we will order the Committee Substitute bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 154, Committee Substitute for H. B. 154

Senator Britt, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 154, "a bill to increase the minimum wage to one dollar and eighty cents", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, the Conferees appointed to consider and resolve the differences between the two Bodies with respect to Committee Substitute for H. B. 154, "an act to increase the minimum wage to one dollar and eighty cents", report as follows:

The Conferees agree to adopt the Senate amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 22nd day of May, 1973.

LUTHER J. BRITT, JR.
HAMILTON C. HORTON
HAROLD W. HARDISON
Conferees for the Senate

LISTON B. RAMSEY
HERBERT L. HYDE
SAMUEL H. JOHNSON
ART THOMAS
Conferees for the House of Representatives

Upon motion of Senator Britt, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 883, a bill to amend Chapter 93, Session Laws of 1963, the same being the charter of the town of Sunset Beach to repeal the tax rate limitation imposed thereby, as amended, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 34, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Garrison, Gudger, Hardison, Harrington, Henley, Kincaid, Kirby, Mauney, Mills, Moore, Mullins, Murrow, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Stallings, Strickland, White, Williamson — 34. The bill, as amended, is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1069, a bill to amend General Statute 105-42 dealing with privilege license taxes of private detectives, upon third reading. The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Garrison, Gudger, Hardison, Harrington, Hughes, Kincaid, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, Lynwood Smith, McNeill Smith, Stallings, Strickland, Webster, White — 33. The bill is ordered enrolled.

H. B. 1302, a bill authorizing counties and cities, subject to an election, to covenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects, upon third reading. The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows: Those voting in the affirmative are: Senators Alford, Bagnal, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Britt, Butner, Coleman, Crawford, Garrison, Gudger,

Hardison, Henley, Kincaid, Mauney, Mills, Moore, Mullins, Murrow, Poovey, Rauch, Raynor, Rountree, Royall, Saunders, Scott, Sharpe, McNeill Smith, Stallings, Strickland, White, Williamson — 33. The bill is ordered enrolled.

S. B. 747, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl, upon third reading. Senators Godwin and Harrington offer an amendment which is adopted. The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, without objection, by special messenger without engrossment.

H. B. 913, Committee Substitute for H. B. 913, a bill to revise portions of Chapter 163 of the General Statutes, Elections and Election Laws, delete obsolete provisions thereof, and make technical changes, as amended, upon third reading. The Committee Substitute bill, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 1253, a bill to amend Article 9 of Chapter 66 of the General Statutes to provide for the regulation of certain bill collection practices, upon third reading. The bill passes its third reading and is ordered enrolled.

H. B. 1307, a bill to amend Chapter 105, Section 312, of the North Carolina General Statutes. Passes its second and third readings and is ordered enrolled.

H. B. 1308, a bill to amend Chapter 105, Section 374, of the North Carolina General Statutes. Passes its second and third readings and is ordered enrolled.

H. B. 1309, a bill to amend Chapter 105, Section 303, of the North Carolina General Statutes. Passes its second and third readings and is ordered enrolled.

S. B. 426, a bill to classify forest growth and exclude it from the property tax base, for concurrence in the House amendment. Upon motion of Senator Harrington, the Senate concurs in the House amendment and the bill is ordered enrolled.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 333
Committee Substitute for H. B. 333

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for H. B. 333, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government", it is ordered that a message be sent your Honorable Body with the

information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 154
Committee Substitute for H. B. 154

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for H. B. 154, "a bill to be entitled an act to increase the minimum wage to one dollar and eighty cents", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 1169
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the Speaker has appointed as additional conferees on House Bill 1169, "a bill to be entitled an act to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission", Representatives Hyde and Eagles.

Respectfully.
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

S. B. 844
Mr. President:

Pursuant to the message from your Honorable Body with the information that the Senate failed to concur in the House amendment to Senate Bill No. 844, "a bill to be entitled an act to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry", the Speaker has appointed as conferees on the part of the House, Representatives Johnson of Wake, Farmer and Warlick to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

Upon motion of Senator Royall, the Senate recesses until 1:10 P.M.

AFTERNOON SESSION

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor James B. Hunt, Jr.

H. B. 1169, upon motion of Senator Moore, the vote by which the Conference Report on H. B. 1169, a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission, was adopted is reconsidered, and upon his motion the report is returned to the Conference Committee.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 24, 1973 at 12:00 Noon to reconvene on January 16, 1974. Upon motion of Senator Mills, the vote by which H. J. R. 1310 passed its third reading is reconsidered and the resolution is placed on today's Calendar.

REPORT OF COMMITTEE

By Senator Kirby for the Committee on Calendar:

H. B. 1346, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the bill is placed on today's Calendar.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

H. B. 212
Committee Substitute for H. B. 212

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Committee Substitute for House Bill 212, "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", and new conferees are appointed to meet the requirements of Conference Report No. 1. Mr. Speaker Ramsey appoints Representatives Harris, Miller, and High as Conference Committee No. 2 to act with a like committee on the part of the Senate to the end that the differences still existing between the two Bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 212, Committee Substitute for H. B. 212

Senator Henley, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 212, "a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider the differences arising between the two Bodies on the Committee Substitute for House Bill 212, "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminte the North Carolina Automobile Insurance Plan", wish to report as follows:

(1) Recedes from Allen Amendment #1 which was adopted on May 17 by the Senate, and substitutes in lieu thereof the following:

Beginning with the first full sentence on page 14, line 13, the remainder of the paragraph shall read as follows: "The Facility shall, within 30 days thereafter, submit for his approval a revised Plan of Operation which meets the specific requirements of this act. In the event the Facility fails to submit a revised Plan of Operation which meets the specific requirements of this act within the aforesaid 30-day period, the Commissioner of Insurance shall enter an order accordingly and shall immediately thereafter formulate and place into effect a plan consistent with the provisions of this act."

(2) Recedes from Allen Amendment #2 which was adopted by the Senate on May 17, and substitutes in lieu thereof the following:

On page 19, line 19, delete the words "30 days" and insert in lieu thereof the words "60 days".

(3) Adopts Allen Amendment #3, on page 7, line 26 (Industry Representatives), which was adopted by the Senate on May 17.

(4) Adopts Allen Amendment #4 relating to § 58-325 on page 16, line 10 (limit on Cessions), which was adopted by the Senate on May 17.

(5) Adopts Allen Amendment #1 relating to § 58-323(d) on page 7, line 26 (Board Members — Agents), which was adopted by the Senate on May 16.

(6) Adopts Allen Amendment #2 relating to § 58-320 on page 3, line 9 (Quotas), which was adopted by the Senate on May 16.

(7) Adopts Alford Amendment on page 8, line 22 (Members calling Board Meeting), which was adopted by the Senate on May 16.

(8) Withdraws Sharpe Amendment on page 10, line 9, (Company Requirements), which was adopted by the Senate on May 16.

(9) Withdraws Moore Amendment on page 16 (Cessions), which was adopted by the Senate on May 16.

We are unable to agree upon the following:

(1) Rhyne Amendment on page 17, lines 14 and 15, which was adopted by the Senate on May 21.

(2) Kirby Amendment relating to § 58-322(7) on page 5, line 4; § 58-323(b) on page 6, lines 19 and 20; and § 58-323(b) on page 7, lines 8 and 9 (Deletion of Collision Coverage), which was adopted by the Senate on May 16.

(3) Kirby Amendment #5 which corrects a typographical error in the Kirby Amendment of May 16. Amendment #5 was adopted by the Senate on May 17.

We respectfully request that a Conference Committee be appointed to resolve the above issues still in disagreement.

GORDON P. ALLEN
JOHN T. HENLEY
J. RUSSELL KIRBY
Conferees for the Senate

SNEED HIGH
GEORGE W. MILLER, JR.
JOHN S. STEVENS
Conferees for the House of Representatives

Upon motion of Senator Henley, the Conference Report is adopted. To resolve the differences on the remaining amendments, the President appoints Senators Kirby, Henley, and Allen as conferees on the part of the Senate. A message is ordered sent to the House of Representatives advising that Honorable Body of the Senate's action in this matter.

CONFERENCE REPORT

H. B. 329, Committee Substitute for H. B. 329

Senator Mills, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 329, "a bill to consolidate, revise and amend the General Statutes relating to counties", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences between the two Bodies on Committee Substitute for House Bill 329, "a bill to be entitled an act to consolidate, revise and amend the General Statutes relating to counties", wish to report that they have agreed as follows:

That the Senate recede from its position with respect to the Senate amendment introduced by Senator Coleman and that this amendment be rejected by both Houses.

W. D. MILLS
WESLEY D. WEBSTER
CHARLES H. TAYLOR
Conferees on the part of the Senate

GEORGE W. MILLER, JR.
W. S. HARRIS, JR.
LAURENCE A. COBB
Conferees on the part of the House of Representatives

Senator Mills moves that the Senate adopt the Conference Report. Senator Mills calls the previous question, seconded by Senator Webster. The call is sustained. The motion fails to prevail. The Conference Report fails of adoption. Senator Bob L. Barker moves that new conferees be appointed. The motion prevails and the President appoints Senators Crawford, Stallings and Coleman as new conferees and a message is ordered

sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 23, 1973.

S. B. 682
Mr. President:

Pursuant to your information that your Honorable Body failed to concur in House Amendment #3 to Senate Bill 682, "an act to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws", the Speaker has appointed as conferees on the part of the House, Representatives Baker, Bryan, Harrelson, Tyson of Cumberland and Wynne to act with a like committee on the part of the Senate to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 1202
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 1202, "a bill to be entitled an act to increase the membership of the Advisory Budget Commission", to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 1202

Senator Scott, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 1202, "a bill to increase the membership of the Advisory Budget Commission", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, the Conferees appointed to consider and resolve the differences between the two Bodies with respect to House Bill 1202, "an act to increase the membership of the Advisory Budget Commission", report as follows:

The Conferees agree that the Senate recede from the Moore amendment.

The Conferees adopt the Deane amendment.

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This is the 23rd day of May, 1973.

HARRY BAGNAL
RALPH H. SCOTT
THOMAS E. STRICKLAND
Conferees for the Senate

LARRY P. EAGLES
GLENN R. JERNIGAN
WILLIAM T. WATKINS
Conferees for the House of Representatives

Upon motion of Senator Scott, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Body of such action.

CONFERENCE REPORT

H. B. 713

Senator Knox, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 713, "a bill to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve, the differences arising between the two Bodies on House Bill 713, "an act to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis", wish to report as follows:

The Conference Committee agreed to recede from the Senate amendment as follows:

"Amend H. B. 713, page 1, on line 6, by deleting the period and adding the following: "and a new subsection (g) to be inserted in lieu thereof as follows: '(g) This section shall apply only to counties that have a municipal or county ABC store located therein'."

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This 23rd day of May, 1973.

LAMAR GUDGER
H. EDWARD KNOX
ARTHUR W. WILLIAMSON
Conferees for the Senate

RICHARD LANE BROWN III
J. P. HUSKINS
ED M. MCKNIGHT
Conferees for the House of Representatives

Senator Knox moves that the Conference Report be adopted. Senator Wilkie calls for the "ayes" and "noes". The call is sustained. The Conference Report is adopted by roll call vote, ayes 22, noes 14, as follows:
Those voting in the affirmative are: Senators Alford, Allen, Bahakel, Bob L. Barker, Britt, Butner, Crawford, Gudger, Hardison, Henley, Kirby, Knox, Mills, Moore, Raynor, Royall, Scott, McNeill Smith, Stallings, Staton, White, Williamson — 22. Those voting in the negative are: Senators Allsbrook, Robert J. Barker, Blanchard, Coleman, Garrison, Horton, Hughes, Mauney, Poovey, Rountree, Sharpe, Strickland, Webster, Wilkie — 14. A message is ordered sent to the House of Representatives advising that Honorable Body that the Senate has adopted the Conference Report.

CONFERENCE REPORT NO. 2

H. B. 212, Committee Substitute for H. B. 212

Senator Henley, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon Committee Substitute for H. B. 212, "a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two Bodies on the Committee Substitute for H. B. 212, "a bill to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", wish to report as follows:

(1) The House of Representatives recedes from its position on the Kirby Amendment relating to § 58-322(7) on page 5, line 4; § 58-323(b) on page 6, lines 19 and 20; and § 58-323(b) on page 7, lines 8 and 9 (Deletion of Collision Coverage), which was adopted by the Senate on May 16.

(2) The House of Representatives recedes from its position on the Kirby Amendment #5 which corrects a typographical error in the Kirby Amendment of May 16. Kirby Amendment #5 was adopted by the Senate on May 17.

(3) The House of Representatives recedes from its original position on the Rhyne Amendment and accepts the following:

On page 17 between the lines 14 and 15 insert the following to be designated: "G.S. 58-327.1. *Physical Damage Insurance Availability* — No physical damage insuror shall refuse to make physical damage coverage available to any applicant for the reason that such applicant has, or may acquire auto liability insurance through the facility plan as provided herein; further that no such insurer may levy a surcharge or increased rate for such physical damage coverage on the basis that such applicant has, or may acquire, auto liability insurance through the facility plan as provided herein.

Any such insuror or representative thereof failing to comply with, or otherwise violating the provisions of this Section, shall be punished as prescribed in G.S. 58-248.4 and G.S. 58-248.5."

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 23rd day of May, 1973.

GORDON P. ALLEN
JOHN T. HENLEY
J. RUSSELL KIRBY
Conferees for the Senate

W. S. HARRIS, JR.
SNEED HIGH
GEORGE W. MILLER, JR.
Conferees for the House of Representatives

Upon motion of Senator Henley, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

S. B. 844

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees on Senate Bill 844, "a bill to be entitled an act to revise Article 6, Chapter 90 of the General Statues, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry", to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

S. B. 844

Senator Britt, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 844, "a bill to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences between the two Bodies on Senate Bill 844, "a bill to be entitled an act to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry", wish to report as follows:

The Conference Committee agrees to withdraw Amendments Nos. 1 and 2 adopted by the House. There were no other amendments.

And to this end the House of Representatives and Senate are requested to adopt the foregoing report.

This the 23rd day of May, 1973.

LUTHER J. BRITT, JR.
DALLAS L. ALFORD, JR.
GEORGE ROUNTREE III
Conferees for the Senate

SAMUEL H. JOHNSON
ROBERT L. FARMER
G. HUNTER WARLICK
Conferees for the House of Representatives

Upon motion of Senator Britt, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Body of such action. The bill is ordered enrolled.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 713
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill 713, "a bill to be entitled an act to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis", to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 1202
Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill 1202, "a bill to be entitled an act to increase the membership of the Advisory Budget Commission", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 212
Committee Substitute for H. B. 212

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill No. 212, "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the Committee Substitute bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 329
Committee Substitute for H. B. 329

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill No. 329, "a bill to be entitled an act to consolidate, revise, and amend the General Statutes relating to counties", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the Committee Substitute bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 697
Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 697, "a bill to be entitled an act to amend G.S. 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 333
Committee Substitute for H. B. 333

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on Committee Substitute for House Bill No. 333, "a bill to be entitled an act implementing Article V, Section 2(5) of the Constitution of North Carolina with

respect to the levy of property taxes by counties, cities, and other units of local government", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. J. R. 1336, a joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of intoxicating liquor of the State of North Carolina in order to make recommendations to the State A.B.C. Board, as well as the General Assembly, as amended, upon third reading. Senator Knox offers an amendment. Senator Knox calls the previous question, seconded by Senator Alford. The call is sustained. The amendment offered by Senator Knox is adopted. Upon motion of Senator Knox, the vote by which the amendment which he offered on May 22 was adopted is reconsidered, and the amendment is withdrawn. Senator Knox calls the previous question. Senator Horton offers an amendment which is adopted. Senator Royall seconds the call for the previous question and the call is sustained. The resolution, as amended, passes its third reading and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

H. B. 929, a bill to expedite justice in North Carolina by providing for administrative assistants for Solicitors. Passes its second and third readings and is ordered enrolled.

H. B. 1346, a bill to amend General Statute 7A-102.1 so as to provide that certain employees and officers of the clerks of Superior Court may accumulate an unlimited amount of sick leave for retirement purposes when they become State employees. Passes its second and third readings and is ordered enrolled.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 18, 1973, to reconvene on January 16, 1974, upon third reading. Upon motion of Senator Mills, the vote by which the resolution passes its second reading is reconsidered. Upon motion of Senator Mills, the vote by which the amendment was adopted is reconsidered and the amendment is withdrawn. Senator Mills offers an amendment which is adopted. The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 552, an act to amend Article 25A of Chapter 126 of the General Statutes, the North Carolina Egg Law, so as to remove certain exemptions contained therein.

S. B. 553, an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law.

S. B. 555, an act to amend General Statute 33-31 to clarify its provisions.

S. B. 596, an act to prescribe the county responsible for processing AAD and AFDC applications.

S. B. 597, an act to define the term "dependent child" for purposes of programs of public assistance.

S. B. 598, an act to provide for effect of finding of nonparticipation in training by AFDC recipient.

S. B. 612, an act to amend the Motor Vehicle Safety Responsibility Act of 1953, Chapter 20, Article 9A, Article 10, and Article 11 of the General Statutes of North Carolina to increase the present required minimum limits of proof of financial responsibility.

S. B. 626, an act to amend General Statute 135-33 and General Statute 135-34 relating to health benefits for teachers and State employees.

S. B. 627, an act to amend Chapter 1436, Session Laws of 1957 relating to the better protection of migratory wildfowl in Currituck Sound and its tributaries and to enable the county of Currituck to cooperate with the North Carolina Wildlife Resources Commission.

S. B. 640, an act to protect youthful offenders.

S. B. 667, an act to establish the North Carolina Criminal Justice Education and Training System.

S. B. 688, an act to amend General Statute 7A-11 concerning the appointment of the Clerk of the Supreme Court.

S. B. 722, an act to provide for findings of fact concerning visitation rights in certain child custody cases.

S. B. 732, an act to permit taxing counties to choose methods of distributing local sales and use taxes on an annual basis.

S. B. 736, an act to amend General Statute 115-159.1 as it relates to the salary of a teacher injured during an episode of violence.

S. B. 740, an act to amend Article 26 of Chapter 58 of the General Statutes of North Carolina to provide insurance for exceptional children.

S. B. 743, an act to provide scholarships for children of war veterans who attend a technical institute.

S. B. 744, an act authorizing local and district health departments to enter into agreements with the Commissioner of Agriculture for sanitary inspection of meat packaging and slaughtering establishments.

S. B. 749, an act to exempt certain motor vehicles from registration.

S. B. 837, an act to amend the Child Labor Law, enabling minors to work in establishments holding beer and wine licenses, subject to certain conditions.

S. B. 846, an act to amend the Workmen's Compensation Act regarding benefits.

S. B. 847, an act to amend the Workmen's Compensation Act regarding occupational hearing loss.

S. B. 848, an act to increase Workmen's Compensation benefits for loss of hands and arms.

S. B. 849, an act to provide three additional copies of the Appellate Division Reports to the North Carolina Industrial Commission.

S. B. 859, an act to amend the Workmen's Compensation Act regarding coverage of elected officials.

S. B. 869, an act to reduce the size of the motor vehicle registration card.

S. B. 898, an act to establish an advisory committee concerning animal waste pollution.

S. J. R. 868, a joint resolution establishing the Energy Crisis Study Commission.

S. J. R. 878, a joint resolution honoring the forty years of faithful service of the Reverend Robert I. McCluskey upon the anniversary of his becoming pastor of the Christ Wesleyan Church of Greensboro, North Carolina.

S. J. R. 906, a joint resolution honoring the life and memory of James Kemp Doughton who served his State and country with honor, devotion and distinction.

S. B. 18, an act to appropriate funds to supplement salaries of law enforcement officers.

S. B. 28, an act appropriating funds to the Criminal Justice Training and Standards Council for implementation and administration of the Law Enforcement Officers Minimum Salary Act.

S. B. 394, an act to amend G.S. 115A-5 authorizing community colleges, technical institutes, and industrial education centers to teach extension courses at convenient locations away from institution campuses.

S. B. 449, an act to appropriate funds to the Person-Caswell Lake Authority for expansion and maintenance of the recreation park at Hyco Lake.

S. B. 536, an act to provide a reasonable limit on class size in the public schools of North Carolina so as to improve instruction.

S. B. 538, an act to regulate the sales of commercial feeds.

S. B. 547, an act to appropriate fifty thousand dollars ($50,000) to the Junior Order Children's Home for each of the next two fiscal years.

S. B. 620, an act to appropriate funds for a grant-in-aid to the East Carolina University Summer Theatre.

S. B. 715, an act to amend G.S. 122-63.1 of the General Statutes to authorize the clerk to involuntarily commit persons directly to State hospitals in certain instances.

S. B. 814, an act to amend G.S. 143-127.1 providing for payment of cost of care in State Department of Mental Health facilities.

S. B. 826, an act to amend Chapter 147, Section 50, of the North Carolina General Statutes relating to distribution of publications of State officials.

S. B. 881, an act to appropriate funds to the Department of Human Resources for coordinating nutrition programs within State government.

S. B. 914, an act to adjust and fix the compensation to be paid the members of the Council of State.

S. B. 939, an act to appoint the Board of Commissioners and Mayor of the town of Cerro Gordo, until the next election.

S. B. 943, an act to require that certain procedures be followed before reducing the term of employment of occupational education teachers.

S. B. 813, an act to change the manner of application of Mentally Retarded Services' funds.

H. B. 697, an act to amend G.S. 115-142, the Teacher Employment and Dismissal Act, in order to make it more workable and to eliminate ambiguities.

H. B. 1208, an act to modify the definitions of public service companies subject to appraisal by the State Board of Assessment.

S. J. R. 568, a joint resolution directing the Department of Transportation and Highway Safety to conduct a mass transit study.

S. J. R. 882, a joint resolution authorizing and directing the Secretary of Human Resources to coordinate nutrition programs within State government.

H. B. 723, an act to amend the charter of the city of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959 to authorize the city of Greensboro to use the procedures of Article 9 of Chapter 136 of the General Statutes relating to condemnation by the State Highway Commission.

H. B. 1253, an act to amend Article 9 of Chapter 66 of the General Statutes to provide for the regulation of certain bill collection practices.

H. B. 1302, an act authorizing counties and cities, subject to an election, to covenant with, or enter into agreements with municipalities as defined in the Local Government Revenue Bond Act for the benefit of the holders of revenue bonds, such covenants or agreements providing for the levy of taxes for supplementing revenue bond projects.

H. B. 1307, an act to amend Chapter 105, Section 312, of the North Carolina General Statutes.

H. B. 1308, an act to amend Chapter 105, Section 374, of the North Carolina General Statutes.

H. B. 1309, an act to amend Chapter 105, Section 303, of the North Carolina General Statutes.

S. B. 426, an act to classify forest growth and exclude it from the property tax base.

S. B. 851, an act to abolish the rural police department of Gaston County.

H. B. 1247, an act to provide that the number of commissioners of the Hospital Authority may be increased upon a finding that such is in the public interest.

H. B. 913, an act to revise portions of Chapter 163 of the General Statutes, Elections and Election Laws, delete obsolete provisions thereof, and make technical changes.

S. J. R. 896, a joint resolution honoring the Sylva-Webster High School band.

S. B. 194, an act to rewrite the laws relating to the apportionment of principal and income.

S. B. 522, an act relating to the games of "bingo" and "skilo" in Wake County.

H. B. 515, an act to provide that Appalachian State University shall receive copies of the Session Laws, General Statutes of North Carolina and publications of State officials and department heads.

H. B. 601, an act to amend the laws governing perpetual care cemeteries to require that income from perpetual care funds be used for upkeep and maintenance and to provide for enforcement by the Burial Commissioner.

H. B. 1126, an act to amend G.S. 115-44 to provide that a copy of the written contract for assistant and associate superintendents as provided by law will be filed with the State Superintendent of Public Instruction as a matter of information.

H. B. 1157, an act to amend the Unit Ownership Act relating to the requirement that bylaws be annexed to first deed to each unit.

H. B. 1211, an act to amend G.S. 105-285 and G.S. 105-304 to make clear when and where certain tangible personal property is to be listed for taxation.

H. B. 1327, an act to provide for reciprocal agreements with other states as issuance of citations to nonresidents.

H. B. 1340, an act to amend the Teachers' and State Employees' Retirement System concerning creditable service and benefits.

H. B. 1347, an act to correct a technical error in Chapter 528 of the 1973 Session Laws relating to private protective services.

H. J. R. 1265, a joint resolution honoring the life and memory of Emery B. Denny.

H. J. R. 1267, a joint resolution honoring the achievements and service of Dr. Charles Hadley Stevens.

H. J. R. 1330, a joint resolution to honor the 1973 Small Business Man of the Year.

H. J. R. 1337, a joint resolution creating a citizens' committee to study the question of legislative pay.

H. J. R. 1311, a joint resolution honoring the life and memory of Guy Elliott.

S. B. 416, an act to provide for the classification, appraisal, assessment and taxation of agricultural, horticultural and forest land.

H. B. 326, an act to amend G.S. 116-143.1(b) as it applies to eligibility for resident tuition fees at State-supported institutions of higher education.

H. B. 615, an act to make changes in the Abortion Law in order to comply with recent United States Supreme Court decisions.

H. B. 979, an act to amend the North Carolina Water and Air Resources Act of 1967 with respect to fish and wildlife kills by pollutants.

H. B. 1075, an act authorizing the Department of Agriculture to regulate the production, sale, use and distribution of biological organisms.

H. B. 1230, an act to provide for disregarding some of the contributions of absent parents under the Aid to Families with Dependent Children Program.

H. B. 1231, an act to provide for the listing of all State job openings with the Employment Security Commission.

H. B. 1245, an act relating to financial assistance for persons receiving such assistance pursuant to Chapters 108 and 111 of the General Statutes.

H. B. 1273, an act to establish a uniform general assistance program.

H. B. 1296, an act to prescribe standards for curb ramps or curb cuts for handicapped persons.

H. J. R. 1085, a joint resolution commending the efforts of the Cumberland County United Effort for Drug and Alcohol Rehabilitation.

H. J. R. 1106, a joint resolution authorizing and directing the appropriate committee to study North Carolina's medical facilities and personnel needs and the measures necessary to provide adequate medical care to all citizens of the State.

H. J. R. 1113, a joint resolution honoring Lt. Commander Wilson Denver Key, United States Navy, upon his release as a POW in North Vietnam where he was held in captivity for over five years.

H. J. R. 1170, a joint resolution honoring the life and memory of Noah Powell, Chief of the Eastern Band of Cherokee Indians.

H. J. R. 1173, a joint resolution honoring the life and memory of Romulus Alonzo Whitaker, former member of the Senate from Lenoir.

H. J. R. 1184, a joint resolution directing a study of North Carolina small water and sewer systems to investigate and propose legislation to the General Assembly relating to the regulation of small water and sewer systems in North Carolina.

H. J. R. 1233, a joint resolution directing the State Department of Social Services and the Employment Security Commission of North Carolina to seek to reduce time involved in paper work and administrative procedures under the Aid to Families with Dependent Children Program, inclusive of the work incentive program, and to report to the 1974 General Assembly.

H. J. R. 1240, a joint resolution honoring the life and memory of Frederick Bays McCall.

H. J. R. 1244, a joint resolution authorizing and directing the Public Health Committee in the Senate and the House of Representatives to study the need for and means of review or regulation of hospitalization rates and charges.

H. J. R. 1254, a joint resolution creating a study commission on relations between professional school employee associations and school boards.

H. J. R. 1256, a joint resolution honoring the life and memory of Robert Myron Carr.

S. B. 303, an act enabling the counties of Carteret, Craven, Jones and Pamlico to jointly establish an airport authority for the establishment and maintenance of airport facilities.

H. B. 878, an act to provide for the collection and disposal of derelict and abandoned motor vehicles within the State; to prohibit the abandonment of such vehicles in the State, with exceptions.

H. B. 933, an act to clarify the provisions of G.S. 108-45 pertaining to the confidentiality of welfare records.

H. B. 946, an act to provide for the modification or alteration of an order of disposition in juvenile cases by the district court after affirmation by the Court of Appeals or Supreme Court.

H. B. 952, an act to rewrite Article 4 of Chapter 122 of the General Statutes relating to voluntary admission of patients into treatment facilities.

H. B. 1018, an act to specify the effective date of expansion of a three member county board of social services to a five member board.

H. B. 1079, an act to require a certified ambulance attendant plus the driver during emergency missions.

H. B. 1081, an act to amend Chapter 122 of the General Statutes relating to commitment of persons to treatment facilities for the mentally ill.

H. B. 1091, an act to recall funds previously appropriated to the North Carolina Housing Corporation and to establish a special committee to study the role of this State in housing for persons and families of lower income and to report its findings to the General Assembly.

H. B. 1270, an act to change the manner of selection of the State Board of Examiners for Nursing Home Administrators.

S. B. 538, Committee Substitute for S. B. 538. Upon motion of Senator White, Committee Substitute for S. B. 538, a bill to regulate the sales of commercial feeds, is withdrawn from the Committee on Appropriations.
Upon motion of Senator White, the vote by which the Committee Substitute for S. B. 538 was adopted is reconsidered.

Upon motion of Senator Royall, the Senate adjourns to meet tomorrow at 10:00 A.M.

NINETY-SEVENTH DAY

SENATE CHAMBER,
Thursday, May 24, 1973.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor James B. Hunt, Jr.

Prayer is offered by Senator Eddie Knox.

Senator Allen for the Committee on Rules and Operation of the Senate announces that the Journal of yesterday has been examined and is found to be correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes Miss Leigh Annette Raynor of Apex who has served as a page this week.

H. B. 329, Committee Substitute for H. B. 329, a bill to consolidate, revise, and amend the General Statutes relating to counties. Upon motion of Senator Coleman, the vote by which the Conferees were discharged and new Conferees appointed on Committee Substitute for H. B. 329 is reconsidered. Upon motion of Senator Coleman, the vote by which the Conference Report failed of adoption on May 23 is reconsidered. Upon motion of Sentor Coleman, the Conference Report is adopted, and a message is ordered sent to the House of Representatives advising that Honorable Body of this action.

Senator Allen offers the following amendment to the Senate Rules:

Amend Senate Rule 37, Subsection B, by adding a new paragraph 3 to read as follows:

"3. In addition to secretarial services from the central staff pool, the Chairman of each of the Senate interim standing committees may utilize the services of his regular committee clerk on a part-time basis. This clerk shall be paid for a full day for each day on which she attends a committee or subcommittee meeting, plus one additional day for preparation and record-keeping for each such meeting."

Upon motion of Senator Allen, the amendment is adopted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Senator Kirby, for the Committee on Calendar:

H. J. R. 1133, a joint resolution establishing a joint legislative commission on medical manpower, with a favorable report. Upon motion of Senator Kirby, the rules are suspended, and the resolution is placed on the Calendar for immediate passage. The resolution passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

S. B. 955, by Senator Strickland, a bill to correct a technical error in Chapter 206 of the 1973 Session Laws. Upon motion of Senator Strickland, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered sent to the House of Representatives, without objection, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 747, a bill to amend Chapter 113 of the General Statutes of North Carolina to insert a new article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl, for concurrence in the House amendments. Upon motion of Senator Moore, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. J. R. 947, a joint resolution honoring the personal courage and determination of the Honorable George C. Wallace, Governor of Alabama, for concurrence in the House amendments. Upon motion of Senator Scott, the Senate concurs in the House amendments and the resolution is ordered enrolled.

H. B. 1362, a bill to provide for conforming State welfare law to federal law. Upon motion of Senator Bagnal, the rules are suspended, and the bill is placed on the Calendar for immediate passage. Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

H. B. 329

HOUSE OF REPRESENTATIVES,
May 24, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 329, "a bill to be entitled an act to consolidate, revise and amend the General Statutes relating to counties", to the end that when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 1169

HOUSE OF REPRESENTATIVES,
May 24, 1973.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on House Bill No. 1169, "a bill to be entitled an act to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission", to the end that

when a similar action has been taken on the part of the Senate, we will order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

CONFERENCE REPORT

H. B. 1169

Senator Moore, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 1169, "a bill to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two Bodies on House Bill 1169, "an act to amend Article 24, of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission, wish to report as follows:

The Conference Committee agreed to recede from the Senate Amendment offered by Senator Herman Moore as follows:

"Amend House Bill 1169, on page 1, line 20, on page 2, lines 2, 13, 21 and 24 and on page 3 line 3 delete the words "Adult interested citizens" and insert in lieu thereof the word "Sportsman".

On page 3 line 4 delete the words "adult interested" and after the word "who" insert "holds a current North Carolina hunting or fishing license and who".

On page 3 lines 15 and 16 delete the words "an adult resident citizen" and insert in lieu thereof "a sportsman".

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 24th day of May, 1973.

DONALD R. KINCAID
JOSEPH J. HARRINGTON
HERMAN A. MOORE
Conferees for the Senate

RICHARD LANE BROWN III
ROBERT Z. FALLS
GUS SPEROS
HERBERT L. HYDE
LARRY P. EAGLES
Conferees for the House of Representatives

Upon motion of Senator Moore, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CONFERENCE REPORT

S. B. 682

Senator Staton, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 682, "a bill to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes, by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws", submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences between the two Bodies on Senate Bill 682, "a bill to be entitled an act to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes, by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws, wish to report that they have agreed as follows:

A. That the Senate concur in the first two paragraphs of House Amendment #3, appearing at lines 1 - 13 thereof.

B. That there be inserted in lieu of the final paragraph of House Amendment #3 (appearing at lines 14 - 19 thereof) the following:

"(d) In adopting effluent standards and limitations the Board shall be guided by the same considerations and criteria set forth, from time to time, in Federal Law for the guidance of Federal agencies administering the Federal Water Pollution Control Program. It is the intent of the General Assembly that the effluent standards and limitations adopted hereunder shall be substantially equal to the most nearly applicable Federal effluent standards and limitations."

And to this end that the House of Representatives and the Senate adopt the foregoing report.

This the 23rd day of May, 1973.

WILLIAM W. STATON
HAROLD W. HARDISON
W. D. MILLS
Conferees for the Senate

ROBERT W. WYNNE
NORWOOD E. BRYAN, JR.
T. J. BAKER
HENRY M. TYSON
THOMAS J. HARRELSON
Conferees for the House of Representatives

Upon motion of Senator Staton, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 24, 1973.

S. B. 682
Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on Senate Bill 682, "a bill to be entitled an act to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes, by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws", to the end that you may order the bill enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

The bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
May 24, 1973.

H. B. 1169
Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 1169, "a bill to be entitled an act to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 713
Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 713, "a bill to be entitled an act to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

H. B. 212
Committee Substitute for H. B. 212

HOUSE OF REPRESENTATIVES,
May 23, 1973.

Mr. President:

Pursuant to your message that you have adopted report No. 2 of the Conferees on Committee Substitute for H. B. 212, "a bill to be entitled an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Auotmobile Insurance Plan", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the Committee Substitute bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

HOUSE OF REPRESENTATIVES,
May 23, 1973.

H. B. 1202

Mr. President:

Pursuant to your message that you have adopted the report of the Conferees on House Bill No. 1202, "a bill to be entitled an act to increase the membership of the Advisory Budget Commission", it is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the report of the Conferees and the bill is ordered enrolled.

Respectfully,
JO ANN SMITH,
Principal Clerk

ENROLLED BILLS

The Enrolling Clerk reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1069, an act to amend General Statute 105-42 dealing with privilege license taxes of private detectives.

H. B. 1346, an act to amend General Statute 7A-102.1 so as to provide that certain employees and officers of the Clerks of Superior Court may accumulate an unlimited amount of sick leave for retirement purposes when they become State employees.

S. B. 319, an act to authorize the inclusion of expenses incurred in the operation of athletic and intramural programs in the school current expense and capital outlay budgets.

S. B. 755, an act to amend Article 29C of Chapter 143 of the General Statutes of North Carolina, relating to the establishment of a system of youth councils, to allow the appropriation of State funds for the use of the State Youth Council and the Youth Advisory Board.

S. B. 827, an act to amend Chapter 147, Section 45, of the North Carolina General Statutes relating to distribution of the State publications.

S. B. 548, an act to amend General Statute 7A-465 to provide for the establishment of the office of public defender in the Twenty-Eighth Judicial District and to amend General Statute 7A-466 to provide for the appointment of the public defender by the Senior Resident Superior Court Judge of that Judicial District.

S. B. 844, an act to revise Article 6, Chapter 90 of the General Statutes, relating to the powers and duties of the North Carolina State Board of Examiners in Optometry.

S. B. 852, an act to create a crime study commission.

H. B. 154, an act to increase the minimum wage to one dollar and eighty cents.

H. B. 333, an act implementing Article V, Section 2(5) of the Constitution of North Carolina with respect to the levy of property taxes by counties, cities, and other units of local government.

H. J. R. 1336, a joint resolution creating a commission for the study of the laws pertaining to the sale, possession and consumption of intoxicating liquor of the State of North Carolina in order to make recommendations to the State A.B.C. Board, as well as the General Assembly.

S. B. 853, an act to appropriate the sum of $50,000 to the Crime Study Commission.

S. B. 893, an act to transfer certain functions of the Murdoch Center Mental Retardation Training Institute to the Developmental Disabilities Training Institute at the University of North Carolina at Chapel Hill.

S. B. 940, an act to amend Resolution 80 concerning the establishment of a mental health study commission to provide that none of the ex officio members of the commission shall have the right to vote.

H. B. 929, an act to expedite justice in North Carolina by providing for administrative assistants for Solicitors.

S. B. 344, an act to amend General Statute 7A-377(b) to provide for an investigator for specific cases before the Judicial Standards Commission, and to provide for service of process issued by the Judicial Standards Commission.

S. B. 751, an act to create a right of action for recovery of actual and punitive damages by mere possession of property from thieves, fences and buyers of stolen merchandise.

S. B. 855, an act to change the names of North Carolina Sanatorium for the Treatment of Tuberculosis to McCain Hospital and Gravely Sanatorium at Chapel Hill to Gravely Hospital.

S. B. 876, an act to increase the powers of the Milk Commission with respect to milk pricing.

S. B. 910, an act to amend Chapter 64 of the 1971 Session Laws so as to exempt the Governor's Mansion Restoration Project from provisions of Article 8 of Chapter 143 of the General Statutes with respect to receiving of bids and awarding of contracts.

H. B. 670, an act to expedite justice in North Carolina by authorizing the Attorney General to provide prosecutorial assistance upon request of the Solicitor.

H. B. 671, an act appropriating funds to the Department of Justice for the establishment of a special prosecution division within the Attorney General's office.

H. B. 1358, an act to provide for juvenile probation and counseling services under the direction of the Administrative Office of the Courts for the fiscal year 1973-74.

S. B. 737, an act to amend General Statute 135-4 and General Statute 135-5(1), General Statute 128-26 and General Statute 128-27(1) relating to monthly contributions to the retirement system by members who are on leaves of absence.

S. B. 824, an act to authorize the State Department of Social Services to adjust rates in licensed rest homes to offset added costs of minimum wage laws.

H. B. 212, an act to establish a reinsurance plan for all motor vehicle insurance and to terminate the North Carolina Automobile Insurance Plan.

H. B. 713, an act to authorize the transportation of up to five gallons of alcoholic beverages on a State-wide basis.

H. B. 1202, an act to increase the membership of the Advisory Budget Commission.

S. B. 682, an act to amend Part 1, and add a new Part 8 to Article 21, Chapter 143, North Carolina General Statutes by adding definitions, providing for the establishment of effluent standards and limitations and the granting of variances and certain other amendments to the water and air pollution laws.

H. J. R. 1133, a joint resolution establishing a joint legislative commission on medical manpower.

H. B. 329, an act to consolidate, revise, and amend the General Statutes relating to counties.

H. J. R. 1310, a joint resolution providing for adjournment of the General Assembly on May 24, 1973 at Twelve Noon, to reconvene on January 16, 1974.

S. J. R. 947, a joint resolution honoring the personal courage and determination of the Honorable George C. Wallace, Governor of Alabama.

S. B. 747, an act to amend Chapter 113 of the General Statutes of North Carolina to insert a new article to be known as Article 7A to provide for greater safety in the hunting of migratory wild waterfowl.

S. B. 955, an act to correct a technical error in Chapter 206 of the 1973 Session Laws.

H. B. 1169, an act to amend Article 24 of Chapter 143 of the General Statutes with respect to the Wildlife Resources Commission.

H. B. 1362, an act to provide for conforming State welfare law to federal law.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following special message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
May 24, 1973.

H. J. R. 1310
Mr. President:

You are respectfully advised that the House has completed the business of the 1973 Session of the General Assembly in accordance with H. J. R. 1310 and stands ready to adjourn to meet again on Wednesday, January 16, 1974, at 12:00 Noon.

Respectfully,
JO ANN SMITH,
Principal Clerk

Pursuant to the information submitted above, the Senate having completed the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that in accordance with H. J. R. 1310 the Senate stands ready for adjournment until Wednesday, January 16, 1974 at 12:00 Noon.

The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate declares the Senate stands adjourned until Wednesday, January 16, 1974 at 12:00 Noon.

JAMES B. HUNT, JR.
President of the Senate

ROY ROWE,
Principal Clerk of the Senate

APPENDIX

SENATE RESOLUTIONS

FIRST SESSION 1973

S. R. 2, A SENATE RESOLUTION CALLING FOR A STUDY BY THE SENATE COMMITTEE ON ROADS OF REORGANIZATION OF THE STATE HIGHWAY COMMISSION.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby endorses a study by the Senate Committee on Roads of proposed plans for reorganization of the State Highway Commission, its authority and responsibility.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 3, A SENATE RESOLUTION ENDORSING A STUDY OF THE CONCEPT OF STANDING COMMITTEES FOR THE GENERAL ASSEMBLY.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby endorses an in-depth study of the concept of standing committees for the General Assembly.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 4, A SENATE RESOLUTION ENDORSING A COMPREHENSIVE STUDY OF THE LEGISLATIVE RETIREMENT SYSTEM.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby endorses the concept of conducting a comprehensive study of the legislative retirement system, including its actuarial soundness, its relative merit and effectiveness in relation to other existing retirement systems funded in government and in private industry, its advisability as an integral part of the overall compensation plan for members of the General Assembly, and such other considerations as deemed advisable and pertinent.

Sec. 2. This matter shall be referred to the appropriate committee of the Senate who shall report their findings and recommendations by April 1, 1973.

Sec. 3. This resolution shall become effective upon adoption.

S. R. 5, A SENATE RESOLUTION ENDORSING THE ENACTMENT OF A CODE OF ETHICS FOR PUBLIC OFFICIALS.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly, recognizing the need for greater public confidence in their elected and appointed public officials or employees of the State, hereby endorses the enactment of a code of ethics for public officials.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 96, A SENATE RESOLUTION HONORING THE LIFE AND MEMORY OF NINA LAVINIA WORSLEY ROWE.

WHEREAS, Mrs. Nina Lavinia Worsley Rowe, beloved wife of our Principal Clerk and respected friend of the members of the North Carolina Senate, died unexpectedly on the nineteenth day of January, 1973; and

WHEREAS, Mrs. Rowe devoted virtually her entire mature life to the happiness and well-being of her husband, children, grandchildren and friends; and

WHEREAS, the grace, charm, and warmth of this lady will be long remembered by her friends in the Senate:

NOW, THEREFORE, be it resolved by the Senate:

Section 1. The members of the North Carolina Senate, its officers, and presiding officer wish to express their gratitude to her husband, Roy Rowe, and to the members of the family for the privilege of having had Mrs. Nina Rowe as a friend and our deep feeling of loss suffered by her untimely death.

Sec. 2. That the Secretary of State shall cause a certified copy of this resolution to be transmitted to the family of Nina Lavinia Worsley Rowe.

Sec. 3. This resolution shall become effective upon adoption.

S. R. 6, A SENATE RESOLUTION ENDORSING ANNUAL SESSIONS FOR THE GENERAL ASSEMBLY.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby endorses the concept of annual sessions for the General Assembly.

Sec. 2. This resolution shall become effective upon adoption.

REMARKS BY SENATOR JULIAN J. ALLSBROOK UPON ADJOURNMENT OF THE SENATE, JANUARY 24, 1973.

"On Monday night I had intended to move that we adjourn in honor of a very distinguished citizen of North Carolina, but the death of President Lyndon Johnson and of Mrs. Roy Rowe in whose honor and memory we adjourned, prevented this. Therefore, Mr. President, on behalf of Senators Harrington, Godwin, White, Staton, Rountree, Gudger and myself, I move that when we adjourn today that we do so in honor of the Honorable W. H. S. Burgwyn, Sr., who now resides in the town of Woodland in Northhampton County, North Carolina.

"Judge Burgwyn was born January 22, 1886. He was a twin brother of Mrs. Thomas William Mason Long who was the wife of Dr. Long who served so ably and so well in both the House of Representatives and the State Senate of the North Carolina General Assembly.

"His first session was in the State Senate in 1917. He then served in the 1921, 1923 and 1925 Sessions of the General Assembly. He was President Pro Tem of the State Senate in 1925.

"He was thereafter appointed solicitor by Governor Max Gardner to succeed the Honorable R. Hunt Parker in which office he served until appointed by Governor Clyde Hoey in 1937. For 25 years he was superior judge of North Carolina, retiring from active duty to the status of an emergency superior court judge in which office he actively held courts until 1965. He is still an Emergency Superior Court Judge of the State of North Carolina.

"Judge Burgwyn has had a most illustrious and colorful career. He attended high school in Warrenton, North Carolina and then entered Episcopal High School in Alexandria, Virginia. He then attended Georgetown University and finally the University of North Carolina from which he graduated in law in 1908. He liked to refer to himself as being 'a lawyer and a farmer', but his many accomplishments and attainments in the political, legal and social life of the people of our State have caused him to be recognized as one of North Carolina's most illustrious sons.

"He celebrated his 87th birthday yesterday."

S. R. 10, A SENATE RESOLUTION PUTTING THE 1973 SENATE ON RECORD AS ENDORSING PUBLIC KINDERGARTENS.

WHEREAS, the pilot program for kindergartens as wisely established by the General Assembly in the 1969 Session and expanded by the 1971 General Assembly has proven beneficial and has provided a foundation to build upon; and

WHEREAS, there appears to be an availability of qualified teachers and available classroom spaces;

NOW, THEREFORE, be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby endorses the concept of making public kindergartens available to all children of suitable age in North Carolina as soon as practicable.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 7, A SENATE RESOLUTION RECOGNIZING THE VITAL NEED FOR ENACTMENT OF LEGISLATION REGARDING HIGHER PAY AND HIGHER RETIREMENT AND OTHER BENEFITS FOR LAW ENFORCEMENT OFFICERS.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby resolves, in recognition of the vital need for enactment of legislation regarding higher pay and higher retirement and other benefits for law enforcement officers, to diligently consider all proposals for such upward adjustments and to enact legislation which will adequately compensate law enforcement officers for their outstanding service to the people of North Carolina.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 258, A SENATE RESOLUTION PUTTING THE 1973 SENATE ON RECORD AS ENDORSING THE CONCEPT OF SUPPORT FOR NORTH CAROLINA STUDENTS ATTENDING PRIVATE COLLEGES AND UNIVERSITIES.

WHEREAS, the 1971 General Assembly wisely passed legislation in support of North Carolina students attending private colleges and universities; and

WHEREAS, the North Carolina students attending these institutions continue to need financial support;

NOW, THEREFORE, be it resolved by the Senate:

Section 1. That the Senate of the 1973 North Carolina General Assembly hereby reaffirm its interest, concern, and support of North Carolina students attending private colleges and universities of North Carolina.

Sec. 2. This resolution shall become effective upon adoption.

S. R. 339, A SENATE RESOLUTION CALLING FOR THE MEETING OF THE NORTH CAROLINA AND SOUTH CAROLINA GENERAL ASSEMBLIES.

WHEREAS, the State of South Carolina and the State of North Carolina are contiguous states and share many mutual interests; and

WHEREAS, there exists some dispute as to the birthplace of Andrew Jackson, the seventh President of the United States; and

WHEREAS, the CAROWINDS Theme Park, which is located on the common boundary line of the State of South Carolina and the State of North Carolina, being in York County, South Carolina and Mecklenburg County, North Carolina, is presently ready to open; and

WHEREAS, the CAROWINDS Theme Park will serve as the premier family recreational and entertainment center for the people of the two sister states, and millions of Americans, and which has been developed for the purpose of uniting the two states in their recreational endeavors; and

WHEREAS, CAROWINDS will serve as a family recreational facility, and will have substantial economic impact on the two sister states, drawing an estimated 1.5 million guests in its initial season:

NOW, THEREFORE, be it resolved by the Senate:

Section 1. That on March 16, 1973, after the completion of the legislative session of the North Carolina General Assembly in Raleigh, North Carolina, the legislative bodies of the State of North Carolina and State of South Carolina shall meet in Joint "Mock" Session for the first time in the history of the United States on the State line at CAROWINDS, to debate the aforementioned question.

Sec. 2. That this resolution pay tribute to the opening of this entertainment facility, which will serve the families of the two sister states and millions of Americans.

Sec. 3. This resolution shall become effective upon its adoption.

S. R. 9, A SENATE RESOLUTION REGARDING SUPPORT OF LEGISLATION DESIGNED TO PROVIDE DETERRENTS TO CRIME.

Be it resolved by the Senate:

Section 1. The Senate of the 1973 North Carolina General Assembly hereby goes on record as supporting an in-depth study of proposed legislation designed to provide deterrents to crime, including bills regarding capital punishment and other law enforcement and crime prevention measures designed to contribute to the public safety.

Sec. 2. This resolution shall become effective upon adoption.

H. J. R. 475, A JOINT RESOLUTION HONORING ARTHUR E. JUSTICE, JR., FOR HEROIC ACHIEVEMENT.

WHEREAS, on August 22, 1972, Arthur E. Justice, Jr., while vacationing at the beach at Nags Head, North Carolina, with his family, heard the cries of distress of two people in the ocean. Without regard for his own personal safety, he entered the water and saved the two people from drowning; and

WHEREAS, he had received training in lifesaving as a Life Scout while a member of the Boy Scouts of America, Troop 901, Sylva, North Carolina; and

WHEREAS, as a result of his act of courage he was awarded the Distinguished Citizens Award by the Governor of the State of North Carolina on February 10, 1973; and

WHEREAS, Arthur E. Justice, Jr., is the only Boy Scout in Western North Carolina to receive a Lifesaving Medal; and

WHEREAS, he has been recommended to receive the Presidential Young American Award from the President of the United States of America; and

WHEREAS, Arthur E. Justice, Jr., has brought honor to himself, his family, the Boy Scouts of America and to the State of North Carolina for his act of bravery.

NOW, THEREFORE, be it resolved by the House of Representatives, the Senate concurring:

Section 1. That the 1973 General Assembly, representing all of the people of the State of North Carolina, extends its appreciation and congratulations to the said Arthur E. Justice, Jr., for his outstanding and heroic achievement.

Sec. 2. That a copy of this resolution be spread upon the Minutes of both the House of Representatives and the Senate, and that a copy of this resolution be duly certified by the Secretary of State and be transmitted to Arthur E. Justice, Jr.

Sec. 3. That this resolution shall become effective upon its ratification.

S. B. 8, EXPLANATION FOR VOTE — SENATOR I. C. CRAWFORD

The Federal District Courts and the Federal Appellate Courts now almost completely control the lives and the private and public affairs of the people of this country. This condition is brought about by the twisted, distorted and

perverted interpretation of the United States Constitution by many of these courts.

Additionally, in many ways and by other means, the Constitution has been subverted to a meaningless document. It is no longer a framework for government as it was intended to be. It is being used today to establish a code of behavior and not as a guide for government.

It appears today that everything evil is constitutional and everything good and wholesome is unconstitutional. By this amendment, the heavy hand of the Federal Courts will be extended and expanded into every relationship that makes up our lives, family, homes, jobs, earnings and even perhaps our attitudes and thoughts on these things.

Nobody knows all that this amendment will or may do. If this amendment confers any additional rights and privileges on men and women, these powers and rights will be exercised by the wrong people and not by the good men and women who are today working for its ratification. The amendment will be used mostly by the strange, militant and abnormal people for selfish and ulterior motives, and to create more uncertainty and confusion among our people.

By this amendment, the terrifying power of Federal Courts will become a part of the relationship between husband and wife, parent and child and a part of all other domestic relationships that constitute family and home.

This country became great because its people, down through the years, believed in God, were loyal and patriotic to their country and were devoted to family and home. We are moving away from these beliefs and devotions. Our clock of time may be ticking faster than it did for Rome and Babylon.

To see the things that made this country good and great utterly destroyed, piece by piece, is alarming to me. In my opinion, this amendment will contribute to the destruction of these things.

Mr. President, I vote "No".

S. R. 513, A SENATE RESOLUTION HONORING THE MEMORY OF FOURTEEN GOLDEN KNIGHTS OF THE UNITED STATES ARMY PARACHUTE TEAM.

WHERAS, fourteen members of the United States Army Parachute Team, the Golden Knights, were killed on March 8, 1973, in a plane crash near Silk Hope, North Carolina; and

WHEREAS, the citizens of North Carolina join countless Americans and other people throughout the world in mourning the loss of these outstanding young American soldiers; and

WHEREAS, this tragedy represents a paramount loss not only to the families of these fallen soldiers, but to the United States Army and our country as well; and

WHEREAS, these and other Golden Knights have earned unparalleled recognition in national and international parachuting competition, and as American ambassadors of good will; and

WHEREAS, while others will succeed them, none can truly replace them in the minds and hearts of their families and citizens of this State and our nation.

NOW, THEREFORE, be it resolved by the North Carolina Senate:

Section 1. That in meeting, duly assembled, it does hereby publicly declare and publish its highest respect, admiration and appreciation for all that the Golden Knights represent and our profound sorrow upon the loss of 14 of their teammates.

Sec. 2. That a copy of this resolution, duly certified by the Secretary of State, shall be sent to the family of each of these 14 members of the Golden Knights.

Sec. 3. That this resolution shall become effective upon adoption.

S. R. 286, A SENATE RESOLUTION DIRECTING A STUDY BE CONDUCTED CONCERNING THE PROBLEMS OF STUDENT UNREST AND DISCIPLINE IN THE PUBLIC SCHOOLS.

WHEREAS, the youth of any age constitute the State's greatest asset; and

WHEREAS, the unrest, disenchantment, and alienation which characterize some of our youth prohibit their creative development at a time when their energies, intellects, and wholesome ambitions need most to be nourished; and

WHEREAS, much of this unrest is generated by students in and through the public schools causing serious disciplinary problems for public school administrators:

NOW, THEREFORE, be it resolved by the Senate:

Section 1. This matter of student unrest and discipline in the public schools is referred to the appropriate committee of the Senate for study of the problems involved and the recommendations as to the necessary remedial actions.

Sec. 2. The committee to which this matter is referred is hereby authorized and empowered to make a complete, detailed and exhaustive study of student unrest and discipline in the public schools.

Sec. 3. The committee shall report its findings and recommendations to the Senate at the earliest possible date, but in any event no later than the 12th day of April, 1973.

Sec. 4. This resolution shall become effective upon its adoption.

S. B. 137 — STATEMENT OF SENATOR THOMAS E. STRICKLAND.

In an effort to provide first-party benefits, known as no-fault insurance, to North Carolina motorists, the Senate has tentatively adopted Senate Bill 137.

Senate Bill 137 provides first-party benefits of $1,000 for hospital and medical bills and a total of $5,000 for economic loss.

I sponsored Senate Bill 226 which provides $1,500 hospital and medical and a total of $6,000 for economic loss — first party benefits.

The effect of both bills would be that the insured's own insurance company would pay him for his loss.

The difference in the two bills, basically, is that Senate Bill 137 violates the North Carolina Constitution, by establishing a "threshold" prohibiting the injured party from collecting general damages until his medical and hospital bills amount to $1,000, or his economic loss amounts to $5,000.

My bill — Senate Bill 226 — does not contain this unconstitutional provision.

Senate Bill 137 is unconstitutional on a second ground — classification. It gives the motorcycle owner an option — he is not treated the same as other motorists.

Senate Bill 137 discriminates against the poor because they — ordinarily — do not receive as expensive medical and hospital treatment as the affluent — therefore, would not reach the threshold of $1,000 as quickly. This creates a tendency to malinger in order to reach the "threshold." The threshold provision is causing a problem in Florida — cited by proponents as a model for this legislation. On the other hand, Delaware adopted first-party benefits — retaining the right to sue — without the threshold — and their experience has been good.

Simply stated, the temptation to malinger to reach the $1,000 threshold will cost more in premiums than the retention of the constitutional right to sue for general damages.

Our forefathers bought our freedom and constitutional rights at great sacrifice. They paid for the right to trial by jury to recover damages with their lives. But Senate Bill 137, reflecting the expediency of our time, requires our people to buy their way to court by reaching a $1,000 threshold.

Since no-fault insurance has now been defined as a limitation on constitutional rights, I am opposed to it. Specifically, it violates Article 1, Sections 18, 19, and 25, North Carolina Constitution.

Mr. President, permissiveness, spawned by uncaring parents, fostered by so-called progressive education, first hit the streets in the form of rioting and lie-ins; then showed up in our schools in the form of walk-outs by students, strikes by teachers; was reflected in our courts in rulings upholding pornography and almost unlimited abortion — allowing the destruction of innocent life.

Mr. President, I am sad to report this permissiveness has now arrived in the North Carolina Senate in the form of "no-fault" legislation, upon the promise of the expediency of reduced insurance premiums.

On the horizon is "no-fault" divorce. When we take away all individual responsibility, nothing will be left to legislate, and we will have anarchy.

I still believe that America was founded on a belief in God, by people who were willing to work in a system of free enterprise and were willing to accept individual responsibility.

Mr. President, I do not know when our country lost these ideals. Was it in 1950 when a weak-kneed American refused to allow General Douglas McArthur to win the Korean War?

Was it in 1968 when we allowed a fourth-rate power to hold the Pueblo and her crew? Or was it eleven months later when we signed a "solemn apology" to secure a release of the crew — while North Korea still kept our ship?

Mr. President, this same weakness and permissiveness has reached the legislation halls in the form of "no-fault" and legislating away constitutional rights. I want no part of it.

I regret on an issue I could have done something about — this erosion of our Constitution — I did not have the legal ability, the political know-how nor the force of personality to convince my colleagues that our Constitution should not be violated.

Mr. THOMAS E. STRICKLAND

S. R. 887, A SENATE RESOLUTION REQUESTING THE LEGISLATIVE SERVICES COMMISSION OR THE APPROPRIATE SENATE STANDING COMMITTEE TO MAKE A STUDY AND APPROPRIATE RECOMMENDATION TO THE GENERAL ASSEMBLY BY JANUARY 1, 1974, WITH RESPECT TO PROVIDING SEAT SPACES FOR ALL PERSONS RIDING SCHOOL BUSES.

WHEREAS, over 730,000 of our school children are presently riding school buses; and

WHEREAS, as of January 1, 1973, the total number of school children who must ride school buses, but are not provided the necessary seat spaces, is 42,907; and

WHEREAS, the total number of school children, who live one and one-half miles or more from school and must ride school buses, and do not have the necessary seat spaces, is 31,896; and

WHEREAS, although the school bus operators and the appropriate school officials are to be commended for their record of public safety in recent years, this trend of public safety cannot reasonably be expected to continue unless all of our school children who must ride school buses, are provided the necessary seat spaces:

NOW, THEREFORE, be it resolved by the Senate:

Section 1. The Legislative Services Commission or the appropriate Senate standing committee is requested to make an appropriate study and recommendation to the General Assembly no later than January 1, 1974, as to how all school children, who must ride school buses, can be provided the necessary seat spaces.

Sec. 2. This resolution shall become effective upon adoption.

COMMITTEE SUBSTITUTE FOR H. B. 615 — STATEMENT OF SENATOR THOMAS E. STRICKLAND

ABORTION

The President, history will record that in the 1970's the United States Supreme Court, while undecided about capital punishment for premeditated

murder, seemed more certain about abortion and decreed with a great deal of clarity that an innocent life could be aborted at the whim of the mother and her doctor.

Since the Supreme Court decision handed down in Roe versus Wade on January 22, 1973, thousands of innocent lives have been slaughtered by abortion. In the nine wars the United States has fought since 1775, there have been 667,286 American battle deaths. In 1972, alone, 600,000 American babies were killed by abortion.

This decision reflects a lack of respect for human life which now permeates America. We are permissive enough that we spare a murderer's life, but we are cowardly enough to take the life of an innocent person who has no defense.

Mr. President, it matters not the majority opinion of the Supreme Court nor the prevailing view of social engineers who would control every aspect of life. I will not vote to take an innocent life. I want the record to forever show that I voted against House Bill 615. I am opposed to the Supreme Court decision and to the liberalization of the Abortion Law.

THOMAS E. STRICKLAND

(Senator Jack L. Rhyne endorses the statement.)

S. R. 954, A SENATE RESOLUTION RECOGNIZING THE RAPID APPROACH OF AN "ENERGY CRISIS" IN NORTH CAROLINA AND ENCOURAGING ALL OF NORTH CAROLINA'S CITIZENS TO PRACTICE ENERGY CONSERVATION.

WHEREAS, the General Assembly of North Carolina recognizes the rapid approach of an "energy crisis" in North Carolina, and it recognizes the probability of accompanying hardships to North Carolina citizens from scarcity of most all sources of energy; and

WHEREAS, this "energy crisis" will manifest itself not only in apparent gasoline and other liquid petroleum shortages, but it will also bring shortages in electric power, solid fuels, and other consumable energy sources; and

WHEREAS, by following sound energy conservation practices, the citizens of North Carolina will be able to considerably lessen the impact of the "energy crisis" on the State;

NOW, THEREFORE, be it resolved by the Senate:

Section 1. All persons and institutions in North Carolina are encouraged to follow sound energy conservation practices in their private lives and business operations.

Sec. 2. All agencies of North Carolina's State Government are hereby specifically directed to exert all possible efforts in conserving energy.

Sec. 3. All corporations and business interests in North Carolina are asked to institute energy conservation methods and practices in the conduct and management of their business operations, and they are asked to encourage

their employees to likewise follow energy conservation practices in the completion of their individual tasks.

Sec. 4. Every private citizen in North Carolina is asked and encouraged to examine his or her private and professional life in the light of energy conservation considerations and to attempt to curtail unnecessary energy use.

Sec. 5. There are numerous energy conservation practices that will contribute to relieving "energy crisis" pressures, including the following:

(a) Effective use of car pools for business commuting or private travel.

(b) Increased and more effective use of mass transit and public transportation facilities.

(c) Individual restraint in traveling less (particularly by automobile), or in exercising choice of less energy consuming alternatives for recreational travel.

(d) Use of fluorescent lighting in place of incandescent lighting whenever possible, since fluorescent lights use one-fifth (1/5) of the electricity.

(e) Prudent and economic use of all electric lighting, including possible elimination of some purely aesthetic lighting.

(f) Conservation-minded timing in the use of electric appliances (air-conditioning, kitchen apparatus, radio, TV, etc.); curtailment of frivolous use and limitation of use during peak hours of demand.

(g) Wearing of sweaters or warmer clothing during colder months, and removing coats and using lighter clothing during warmer months; which will significantly reduce energy demands without appreciable discomfort to the people.

Sec. 6. This resolution shall become effective upon its adoption.

INTERIM COMMITTEE APPOINTMENTS
NORTH CAROLINA SENATE
BY LIEUTENANT GOVERNOR JAMES B. HUNT, JR.

Appropriations: Senators Scott (Chairman), Strickland, (Vice Chairman), Allen, Allsbrook, Bahakel, Bob L. Barker, Robert J. Barker, Blanchard, Crawford, Deane, Folger, Garrison, Gudger, Hardison, Henley, Horton, Hughes, Mills, Murrow, Rhyne, Rountree, Royall, McNeill Smith, Stallings, Taylor, White, Wilkie, and Williamson.

Commerce: Senators Henley (Chairman), Godwin (Vice Chairman), Saunders (Vice Chairman), Webster (Vice Chairman), Williamson (Vice Chairman), Allen, Bob L. Barker, Folger, Hughes, Kincaid, Kirby, Mauney, Mullins, Rhyne, Rountree, Sharpe, and Stallings.

Courts and Law Enforcement: Senators Knox (Chairman), Gudger (Vice Chairman), Bahakel, Britt, Deane, Folger, Godwin, Horton, Mullins, Somers, Strickland, Webster, and Wilkie.

Education and Health: Senators Strickland (Chairman), Alford (Vice Chairman), Raynor (Vice Chairman), Royall (Vice Chairman), Allsbrook, Bagnal, Bob L. Barker, Blanchard, Butner, Deane, Knox, Mills, Poovey, Scott, Lynwood Smith, McNeill Smith, Somers, and White.

Finance: Senators Kirby (Chairman), Rauch (Vice Chairman), Alford, Bagnal, Britt, Butner, Coleman, Godwin, Harrington, Kincaid, Knox, Mauney, Moore, Mullins, Poovey, Raynor, Saunders, Sharpe, Lynwood Smith, Somers, Staton, and Webster.

Judiciary I: Senators Allsbrook (Chairman), Folger (Vice Chairman), Godwin, Gudger, Hughes, Rauch, Raynor, Rhyne, Somers, Staton, and Taylor.

Judiciary II: Senators Britt (Chairman), Allen (Vice Chairman), Moore (Vice Chairman), McNeill Smith (Vice Chairman), Alford, Bagnal, Blanchard, Coleman, Deane, Garrison, Harrington, Kirby, Mills, Mullins, Rountree, Sharpe, and Strickland.

Natural and Economic Resources: Senators Staton (Chairman), Rhyne (Vice Chairman), White (Vice Chairman), Allen, Butner, Coleman, Hardison, Horton, Kincaid, Kirby, Moore, Rountree, Royall, Saunders, Lynwood Smith, McNeill Smith, Stallings, and Taylor.

State and Local Government: Senators Rauch (Chairman), Garrison (Vice Chairman), Mauney (Vice Chairman), Stallings (Vice Chairman), Bagnal, Bob L. Barker, Robert J. Barker, Crawford, Hardison, Hughes, Mills, Murrow, Poovey, Saunders, Scott, Lynwood Smith, Webster, Wilkie, and Williamson.

Transportation: Senators Harrington (Chairman), Moore (Vice Chairman), Alford, Allsbrook, Bahakel, Robert J. Barker, Crawford, Garrison, Hardison, Henley, Horton, Murrow, and Wilkie.

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